

**IN THE MISSOURI COURT OF APPEALS  
WESTERN DISTRICT**

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**COMPLETE TITLE OF CASE**

KIMBERLY DEGENNARO,

Respondent,

v.

THEODORE ALOSI,

Appellant.

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**DOCKET NUMBER WD73854**

**MISSOURI COURT OF APPEALS  
WESTERN DISTRICT**

**DATE:** January 8, 2013

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**APPEAL FROM**

The Circuit Court of Carroll County, Missouri  
The Honorable David H. Miller, Judge

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**JUDGES**

Division Two: Hardwick, P.J., and Smart and Mitchell, JJ.

CONCURRING.

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**ATTORNEYS**

Nancy A. Garris  
Blue Springs, MO

Attorney for Respondent,

Allen S. Russell, Jr.  
Kansas City, MO

Attorney for Appellant.

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**MISSOURI APPELLATE COURT OPINION SUMMARY**  
**MISSOURI COURT OF APPEALS, WESTERN DISTRICT**

**KIMBERLY DEGENNARO,** )  
 )  
 ) **Respondent,** )  
 **v.** ) **OPINION FILED:**  
 ) **January 8, 2013**  
 )  
 **THEODORE ALOSI,** )  
 )  
 ) **Appellant.** )

**WD73854**

**Carroll County**

**Before Division Two Judges:** Lisa White Hardwick, Presiding Judge, and James M. Smart, Jr., and Karen King Mitchell, Judges

Theodore M. Alosi appeals the judgment of the trial court that denied his motion to modify child support and awarded \$15,000 in attorney’s fees to Kimberly DeGennaro. Because no final appealable judgment was entered, this appeal is dismissed.

**APPEAL DISMISSED.**

**Division Two holds:**

The issue of custody was not fully resolved or disposed of by the trial court and therefore there is no final appealable judgment and we lack jurisdiction to entertain the appeal. The final parenting plan was not attached to the judgment or any prior order of the trial court, it was not received into evidence by the trial court or otherwise made a part of the record below, nor was it included in the record on appeal, and the details of the plan were not sufficiently identified by the trial court on the record. A final appealable judgment must dispose of all issues and leave nothing for future determination. Section 452.375.9, RSMo, mandates that a specific written parenting plan be included with a judgment modifying custody. Without a final parenting plan, the issue of custody has not been fully disposed of by the trial court. We must therefore dismiss the appeal.

**Opinion by: Karen King Mitchell, Judge**

January 8, 2013

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THIS SUMMARY IS UNOFFICIAL AND SHOULD NOT BE QUOTED OR CITED