

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

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**COMPLETE TITLE OF CASE**

STATE OF MISSOURI,

Respondent,

v.

KIMBERLY LYNN PAUL,

Appellant.

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**DOCKET NUMBER WD75775**

**MISSOURI COURT OF APPEALS  
WESTERN DISTRICT**

**DATE:** June 25, 2013

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**APPEAL FROM**

The Circuit Court of Clinton County, Missouri  
The Honorable Paul T. Luckenbill, Judge

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**JUDGES**

Division Two: Ahuja, P.J., and Mitchell and Gabbert, JJ.

CONCURRING.

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**ATTORNEYS**

Bill Burris, Prosecuting Attorney  
Plattsburg, MO

Attorney for Respondent,

Jeannette L. Igbenebor, Appellate Defender  
Kansas City, MO

Attorney for Appellant.

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

STATE OF MISSOURI, )  
)  
) **Respondent,** )  
v. ) **OPINION FILED:**  
) **June 25, 2013**  
KIMBERLY LYNN PAUL, )  
)  
) **Appellant.** )

**WD75775**

**Clinton County**

**Before Division Two Judges:** Alok Ahuja, Presiding Judge, and Karen King Mitchell and Anthony Rex Gabbert, Judges

Kimberly L. Paul appeals her conviction, following a bench trial, of misdemeanor possession of a controlled substance, under section 195.202, for which Paul was sentenced to forty-eight hours in the Clinton County Jail. Paul challenges the sufficiency of the evidence to support her conviction, arguing that the State failed to prove that she had knowledge of the nature of the controlled substance. Because the record on appeal reflects that the trial court failed to enter a final judgment, we must dismiss the appeal.

**APPEAL DISMISSED.**

**Division Two holds:**

Before addressing the merits, we must first determine if we have jurisdiction. Without a final judgment, there can be no appeal. A criminal case is final when sentence is imposed. However, trial courts must comply with the requirements of Rule 29.07(c), and a final judgment must “set forth the plea, the verdict or findings, and the adjudication and sentence.” Additionally, the record on appeal must contain a copy of the judgment and sentence. Here, the record on appeal includes a letter from the trial court indicating the verdict and a separate docket entry noting the sentence, neither of which is a final judgment for the purposes of appeal. As there is no final judgment, the appeal is dismissed.

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

June 25, 2013

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THIS SUMMARY IS UNOFFICIAL AND SHOULD NOT BE QUOTED OR CITED.