

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

COMPLETE TITLE OF CASE:

CHRISTOPHER M. SHAW,

Respondent

v.

TARA LYNN SHAW.

Appellant

DOCKET NUMBER WD75843

DATE: November 5, 2013

Appeal From:

Circuit Court of Jackson County, MO
The Honorable Joel P. Fahnestock, Judge

Appellate Judges:

Division One
Alok Ahuja, P.J., Thomas H. Newton, J.J., Anthony Rex Gabbert, J.J.

Attorneys:

Dennis J. Campbell Owens, Kansas City, MO, Counsel for Appellant,

Attorneys:

Jacqueline Annette Cook, Kansas City, MO, Counsel for Respondent

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

**CHRISTOPHER M. SHAW, Respondent, v.
TARA LYN SHAW, Appellant**

WD75843

Jackson County

Before Division One Judges: Alok Ahuja, P.J., Thomas H. Newton, J.J., Anthony Rex Gabbert, J.J.

Tara Lyn Shaw (“Wife”) appeals the circuit court’s dissolution decree. Wife argues that the circuit court erred: (1) in failing to award her rehabilitative maintenance; and (2) in dividing equally the entire Employee Stock Option Plan between her and Christopher W. Shaw because she contends that a portion of the Employee Stock Option Plan amount should be classified as non-marital property as it was earned prior to the marriage.

AFFIRMED.

Division One holds:

The circuit court did not abuse its discretion by not awarding Wife maintenance because Wife failed to address the court’s conclusion that she has sufficient property to support her reasonable needs and there is substantial evidence on the record that Wife is able to support herself through appropriate employment without obtaining an advanced degree. Further, even if the court erred in classifying the entire ESOP account as marital property, Wife received the entire ESOP amount and the decree was nonetheless fair.

Opinion by: Anthony Rex Gabbert, Judge

Date: November 5, 2013

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