

**IN THE CIRCUIT COURT OF JACKSON COUNTY, MISSOURI
ASSOCIATE CIRCUIT DIVISION
AT INDEPENDENCE**

**JEFF LEMASTERS,
PLAINTIFF,**

VS.

**CASE NO. 1016-CV15858
DIVISION 32**

**THE RANDALL C. BENTON LIVING TRUST, ET AL.,
DEFENDANTS.**

JUDGMENT

On March 4, 2011, the above captioned action is called by the Court for hearing and disposition. Plaintiff appears in person and by his attorney, William Cownie. Defendant, Randall C. Benton, appears in person and as trustee of the Randall C. Benton Living Trust, and attorney, J. Mikeal Hagerdon, appears for both Defendants. Evidence and arguments are heard on Plaintiff's *Petition* and Defendants' *Counterclaim*. The Court takes the matter under advisement.

The Court finds that with respect to Plaintiff's claim for future payments that Plaintiff may be required to make on the promissory note which he co-signed for the workshop on Defendants' property located at 30311 E. Stringtown Road, Greenwood, Jackson County, Missouri, 64034, such claim is speculative in nature and Plaintiff has proved no damage at this time. Therefore, said claim is ordered dismissed without prejudice. All other issues in Plaintiff's *Petition* are found in favor of Defendants, and Judgment is entered accordingly.

The Court finds that with respect to Count VI of Defendants' *Counterclaim* for future payments that Defendant, Randall Benton, may be required to make on the Mercedes Benz vehicle lease which he co-signed, as identified in Defendants' Exhibit "F", such claim is speculative in nature and Defendants have proved no damage at this time. Therefore, said claim is ordered dismissed without prejudice. All other issues in Defendants' *Counterclaim* are found in favor of Plaintiff, and judgment is entered accordingly.

Each party to bear their own costs.

DATE	ASSOCIATE CIRCUIT JUDGE
The undersigned hereby certifies that a true and correct copy of the foregoing was faxed this Tuesday, August 21, 2012.	

Caren Collins, Judicial Law Clerk
Copies to: William Cownie, Attorney for Plaintiff
J. Mikeal Hagerdon, Attorney for Defendants