

**FILED**

DEC 09 2015

IN THE CIRCUIT COURT OF THE COUNTY OF ST. LOUIS, JOAN M GILMER  
STATE OF MISSOURI

CIRCUIT CLERK, ST. LOUIS COUNTY

Scottrade, Inc.	)	
	)	
Plaintiff	)	Cause No. 15SL-CC01944
	)	
vs.	)	Division No. 13
	)	
Charles Kilo, etal	)	
	)	
Defendant	)	

JUDGMENT/ORDER

This case was initiated as an interpleader action by Plaintiff Scottrade, Inc. Scottrade, Inc. held an account owned solely by Defendant Martina Larson. Defendant Charles Kilo, in previous and pending suits, alleges Defendant Larson owns that account through the exercise of undue influence. This specific Scottrade account was identified in previous and pending actions between these parties, and at one point, was restrained by an injunction, preventing Defendant Larson access to the funds in the account. This injunction specifically applying to this account, was dissolved, by consent, by a Judgment/Order entered April 22, 2015 directing said account "must be released by May 6, 2015 unless Judge Goldman enters a new injunction in case number 14SL-CC00860 prior to that time. Ms. Larson agrees not to remove funds until May 6, 2015".

Thereafter, in case number 14SL-CC00860, Judge Goldm'ln denied entering an injunction and restraining the account. Despite further attempts to restrain the account in that case, the Kilo Defendants herein have not been granted any injunction relief.

Defendant Larson seeks herein a Release to her of the account funds paid into the registry of the Court by Scottrade. Scottrade, as interpleader, was not a party to the Consent Order of April 22, 2015, nor to the action 14SL-CC00860 in which injunctive relief has been denied. However, all the parties' herein were parties in those prior actions and are bound by those prior Orders/Judgments. They are bound by the denials of injunctive relief in 14SL-CC00860.

Therefore, there is no issue before this Court as to whom the account monies should be released. The issue has been determined by the Consent Order of April 25, 2015 and the denial of requested injunctive restraint in 14SL-CC00860.

Defendant Larson's Motion for Release is granted. The monies paid into the registry of the Court, \$106,674.10, plus interest accrued thereon, if any, shall be paid out to Defendant Marina Larson on December 14, 2015. Defendant Larson's attorney shall file pay-out directions to the Clerk of Court.

This Judgment moots all present settings on motions and hearings.

SO ORDERED:



Barbara W. Wallace  
Judge, Division 13

Entered this 9th day of December, 2015

CC: Attorneys of Record