



ORIGINAL

NOT FOR OFFICIAL PUBLICATION
See Okla.Sup.Ct.R. 1.200 before citing.

IN THE COURT OF CIVIL APPEALS OF THE STATE OF OKLAHOMA

DIVISION IV

FILED
COURT OF CIVIL APPEALS
STATE OF OKLAHOMA

DASOVICH LAW OFFICE,)
)
Plaintiff/Appellant,)
)
vs.)
)
NATIONAL AMERICAN INS. CO.,)
)
Defendant/Appellee.)

AUG 22 2024

JOHN D. HADDEN
CLERK

Case No. 121,935

APPEAL FROM THE DISTRICT COURT OF
OKLAHOMA COUNTY, OKLAHOMA

HONORABLE ALETIA HAYNES TIMMONS, TRIAL JUDGE

AFFIRMED

Jeffrey D. Black
BONHAM & HOWARD
Oklahoma City, Oklahoma

Maurice G. Woods
Don W. Danz
MCATEE & WOODS, P.C.
City, Oklahoma

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For Plaintiff/Appellant

For Defendant/Appellee

OPINION BY GREGORY C. BLACKWELL, JUDGE:

Dasovich Law Office appeals a grant of summary judgment to National American Ins. Co. in a case concerning payment for legal services. We find no record sufficient to enable review or demonstrate error in the decision below. As such, the trial court decision is affirmed.

This matter was submitted for appeal on January 1, 2024. Appellant originally designated a record, although the appeal was from a summary judgment. The Supreme Court struck this designation of record and ordered the appellant to submit a record consistent with Rule 1.36. On February 20, the appellant filed a “record on appeal.” It contains only one document, being a copy of the trial court’s order of summary judgment submitted with the petition in error. No other pleadings or documents were filed as part of the record and the order itself does not explain the basis for the court’s decision.

“The appellant bears the undivided responsibility for producing to a court of review a record that will adequately demonstrate error in the trial court’s decree” *Ray v. Ray*, 2006 OK 30, ¶ 12, 136 P.3d 634, 637 (footnote omitted). “The appealing party must include in the record for appeal all materials necessary for corrective relief.” *Id.* “Legal error will not be presumed from a silent record.” *Id.* “An appellate court must indulge in the presumption that the ruling of the trial court is correct. Thus, in the absence of a complete record, *all* presumptions operate in favor of the trial court’s judgment.” *Chandler v. Denton*, 1987 OK 38, 741 P.2d 855, 862.

The record here contains no recitation of the facts or arguments presented by the parties on summary judgment. As such, it is insufficient to demonstrate error by the trial court. We must presume the trial court’s ruling was correct.

AFFIRMED.

HUBER, P.J., and HIXON, J., concur.

August 22, 2024