IN THE EIGHTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

NANCY WOODALL HUNT,
108 Clydelan Court
Nashville, Tennessee 37205
Social Security No. [redacted]7379

Plaintiff/Wife,

vs.

GARY FRANKLIN HUNT,
6501 Harding Pike
Building U, Suite 21
Nashville, Tennessee 37205
Social Security No. [redacted]7730
Defendant/Husband.

2005 FEB 14 AM 11 56
[illegible] CLERK
B Rawls D.C.

Docket No. 04D-1267
NOTICE OF ENTRY REQUESTED

Davidson County DEEDDIV
Recvd: 03/07/05 09:49 15 pg
Fees:77.00 Taxes:0.00
20050307-0024632

FINAL DECREE OF DIVORCE

This cause came on to be heard on 7th day of February, 2005, before the Honorable Carol Soloman, Judge of the Eighth Circuit Court for Davidson County, Tennessee, on the Wife's Complaint for an Absolute Divorce from the Husband, Gary Franklin Hunt. The Court having previously struck Mr. Hunt's pleadings and entered a default judgment against him based on his noncompliance with the Orders of the Court and noncompliance with discovery in this case, the Court nevertheless heard the testimony of the Wife, of Attorney Craig Gabbert on behalf of Mr. Hunt's former employer, Gresham Smith & Partners, and heard the statement of Mr. Hunt. Mr. Hunt participated in cross-examining his Wife's testimony but then left the courtroom and did not return. The Court observed also the demeanor of Mr. Hunt who appeared agitated, speaking very quickly, and could only draw the conclusion that he was in Court under the influence of some stimulant. The Court, after hearing the testimony, was of the opinion that Mrs. Hunt was a homemaker for the thirty (30) years of this marriage and had not worked gainfully outside of the marital home in twenty-eight (28) years except for a brief job working part-time in retail and earning Six Dollars ($6.00) per hour. The Court further found that Mr. Hunt had the ability to earn Half a Million Dollars ($500,000

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year and had voluntarily taken early retirement from his place of employment at or around the time that he also developed a serious addiction. The Court also found that Mr. Hunt had a consulting contract that would have earned One Hundred Fifty Thousand Dollars ($150,000) per year but chose not to continue that consulting agreement. The Court held that Mrs. Hunt had need for alimony but that at the present time Mr. Hunt, due to his addiction, did not have the ability to pay alimony and awarded her One Dollar ($1.00) per month alimony *in futuro*, subject to review should Mr. Hunt's circumstances change. The Court further found that it was equitable under the facts of this case to award Mrs. Hunt the remaining portions of those monies available from Gresham Smith & Partners since there had clearly been a dissipation of marital assets by Mr. Hunt and he had failed to comply with the Orders of the Court with regard to paying property taxes and dealing with the sale of the recreational vehicle. It is, therefore

ORDERED, ADJUDGED AND DECREED that Nancy Woodall Hunt is awarded an absolute divorce from her Husband, Gary Franklin Hunt, on the grounds of inappropriate marital conduct and drug and alcohol addiction and restored to the rights of an unmarried person; and it is further

ORDERED, ADJUDGED AND DECREED that Mrs. Nancy Woodall Hunt is awarded the real property at 108 Clydelan Court, Nashville, Davidson County, Tennessee 37205, free and clear of any claims of Mr. Hunt, and that Mr. Gary Franklin Hunt is divested of all his right, title and interest in said real property being more fully described as follows:

> LAND in Davidson County, Tennessee, being Lot No. 4 on the Plan of Warner Court, Section II, as of record in Book 2330, page 124, Register's Office for Davidson County, Tennessee, to which plan reference is hereby made for a more complete and accurate legal description.
>
> BEING the same property conveyed to Dwight A. Wagner and wife, Jill W. Wagner

by deed from Ben Hardin Rowan and wife, Jennifer K. Rowan, of record in Book 5073, page 316, Register's Office for Davidson County, Tennessee.

It is understood and agreed that part of the consideration for the transfer of this property is the agreement of the Grantees to assume the unpaid balance of a note secured by a first mortgage deed of trust to Home Federal Savings & Loan Association (Now Metropolitan Federal Savings & Loan Association), of record in Book 5073, page 318, Register's Office for Davidson County, Tennessee, and also that the escrow account in connection with the aforesaid Deed of Trust is hereby transferred to the said Grantees.

Wife shall be solely responsible for paying the first mortgage to Pinnacle National Bank of approximately Two Hundred Three Thousand Six Hundred Eighty-Seven Dollars ($203,687) and the second mortgage to Pinnacle National Bank of One Hundred Fifteen Thousand Dollars ($115,000) and hold Husband harmless from any further liability thereon; and it is further

ORDERED, ADJUDGED AND DECREED that Wife is awarded the 2004 Cadillac CTS which is currently being leased; provided, however, that the Husband shall be responsible for continuing to timely pay the lease payments and hold Wife harmless from any liability thereon; and it is further

ORDERED, ADJUDGED AND DECREED that the Husband is awarded the Freelander automobile that he has been driving, free and clear of any claims of the Wife; and it is further

ORDERED, ADJUDGED AND DECREED that the Wife is awarded the 2003 Chevy Silverado 4x4 truck currently being used by her son, Ryan Hunt, which Wife may choose for the child to continue using; and it is further

ORDERED, ADJUDGED AND DECREED that Wife is awarded the 2000 Pace Arrow Vision recreational vehicle but that she is to place such vehicle for sale as soon as possible and any deficiency on the sale of the vehicle owed to Union Planters Bank on the note in the approximately

amount of Ninety-Two Thousand Dollars ($92,000) shall be paid by the Husband and that Husband shall hold Wife harmless from any further liability on the recreational vehicle; and it is further

ORDERED, ADJUDGED AND DECREED that Wife is awarded the parties' joint checking account at Pinnacle National Bank ending in account numbers 3797 and her checking account at Pinnacle National Bank ending in account number 007; and it is further

ORDERED, ADJUDGED AND DECREED that Husband is awarded any regular checking accounts in his separate name; and it is further

ORDERED, ADJUDGED AND DECREED that Husband shall keep in force any current insurance on his life, with Wife as his irrevocable beneficiary (particularly the policy with Northwestern Mutual); and it is further

ORDERED, ADJUDGED AND DECREED that the remaining monies from the early retirement of Gary Franklin Hunt due to him for his partnership interest by Gresham Smith & Partners as set forth on the attached **Collective Exhibit A** which were Exhibits introduced at trial shall be paid to Mrs. Nancy Woodall Hunt by Gresham Smith & Partners beginning March 1, 2005, and that out of said monies beginning March 1, 2005, through December 31, 2007, Wife shall pay to the Husband the sum of One Thousand Five Hundred Dollars ($1,500) per month as his marital share of such early retirement monies; and it is further

ORDERED, ADJUDGED AND DECREED that Mrs. Nancy Woodall Hunt is awarded the Raymond James Account ending in the numbers 6980 and her Individual Retirement Account at Raymond James ending in the numbers 9396, free and clear of any claims by the Husband; and it is further

ORDERED, ADJUDGED AND DECREED that Nancy Woodall Hunt is awarded the

Husband's Individual Retirement Account at Pinnacle National Bank and being managed by Raymond James, being Account No. 5731 6896 in the approximately amount of Two Hundred Seventy-Six Thousand Nine Hundred Eighty-Five Dollars ($276,985), free and clear of any claims by the Husband, and that Pinnacle National Bank and/or Raymond James is **enjoined** and **restrained** from allowing Mr. Hunt to make any further withdrawals on such account prior to its rollover by Mrs. Hunt to an Individual Retirement Account in her separate name; and it is further

ORDERED, ADJUDGED AND DECREED that the Court has found that the Wife is in need of alimony having been a homemaker and with only a high school education while Husband has an Engineering Degree, License and a Masters in Business Administration; therefore, Wife is awarded One Dollar ($1.00) per month as alimony *in futuro*, which shall be modifiable based on a change in the Husband's employment circumstances that will improve his ability to pay alimony; and it is further

ORDERED, ADJUDGED AND DECREED that Wife is awarded a judgment against the Husband, Gary Franklin Hunt, in the amount of Eleven Thousand Five Hundred ($11,500) for her reasonable attorney's fees incurred in connection with this litigation for which execution may issue; and it is further

ORDERED, ADJUDGED AND DECREED that Husband is Ordered to cooperate in providing any information and items necessary for Wife to convert the existing health insurance benefits which Husband is receiving and paying for through Gresham Smith & Partners through COBRA and that Husband shall be responsible for paying for such COBRA coverage for the Wife as further alimony; and it is further

ORDERED, ADJUDGED AND DECREED that the Wife, Nancy Woodall Hunt, is

awarded a judgment for which execution may issue against the Husband, Gary Franklin Hunt, for the unpaid real property taxes on the marital home in 2004 in the amount of $4,410.54, which Husband was previously Ordered to pay and failed to pay; and it is further

ORDERED, ADJUDGED AND DECREED that the Husband, Gary Franklin Hunt, is **enjoined** and **restrained** from calling the Wife or coming to or about her residence for any purpose; and it is further

ORDERED, ADJUDGED AND DECREED that Wife is awarded all of the personal property, furniture, and personal effects in her possession, and Husband is awarded all of the furniture, furnishings and personal effects in his possession at his separate residence; and it is further

ORDERED, ADJUDGED AND DECREED that the Husband shall be solely responsible for paying the MasterCard account ending in the numbers 1177 and he shall hold Wife harmless from any further liability thereon since he incurred this debt and Husband shall be solely responsible for paying any debt to U.S. Bank in the approximate amount of Fifteen Thousand Dollars ($15,000) which Husband had incurred and hold Wife harmless from any further liability thereon; and it is further

ORDERED, ADJUDGED AND DECREED that Husband shall pay any debt to American Express account ending in the numbers 43000 and hold Wife harmless from any liability thereon; and it is further

ORDERED, ADJUDGED AND DECREED that Wife shall be solely responsible and hold Husband harmless from any liability on her MasterCard ending in the numbers 3177, her Visa card ending in the numbers 2708 and her Ann Taylor account; and it is further

ORDERED, ADJUDGED AND DECREED that Wife shall file separate tax returns for the

years 2003 and 2004 and that Husband shall be required to pay any tax penalties or interest on such returns and hold Wife harmless from any liability he has for taxes on the income he receiving during their marriage; and it is further

ORDERED, ADJUDGED AND DECREED that Husband is taxed for the costs of this cause, for which execution may issue.

DATED this the 14th day of Feb., 2008.

JUDGE CAROL SOLOMAN

APPROVED FOR ENTRY:

Helen S. Rogers, No. 7025
ROGERS & ASSOCIATES
Attorneys for Wife
The Wind in the Willows Mansion
2205 State Street
Nashville, Tennessee 37203
(615) 320-0600
(615) 320-9933 (Fax)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 8th day of February, 2005, a true and exact copy of the foregoing **Order** has been forwarded to the person(s) listed below:

Mr. Gary Hunt, *pro se*
6501 Harding Pike
Building U, Suite 21
Nashville, Tennessee 37205

Craig V. Gabbert, Jr.
Attorney for Gresham Smith & Partners
Harwell, Howard, Hyne, Gabbert & Manner, P.C.
315 Deaderick Street, Suite 1800
Nashville, Tennessee 37238

Ms. Allison Harmon
c/o Raymond James
211 Commerce Street
Suite 300
Nashville, Tennessee 37201

by the method identified as follows:

✓ U.S. Mail, Postage Prepaid
____ Hand Delivered
____ Certified Mail, Return Receipt Requested
____ Facsimile

Helen S. Rogers

9/8/2003 revised 12/16/04 to show payments made each year

Value Account 12/31/02 Per Value Statement for Horne CPA Group	$ 726,729						
Value at December 31, 2002	$ 726,729						
Retirment Payments							
		Amounts to be paid during year in accordance with agreement and policy of firm					
		2003	2004	2005	2006	2007	
Portion of Value Acct 12/31 subj to levl $8,835,298 book value times % of total units subtracted from value at 12/31/2002	$ 127,540	$ 42,513	$ 42,513	$ 42,513			
		Amounts paid on or before dates indicated					
		1/3/2004	1/3/2005	1/3/2006	1/3/2007	1/3/2008	
Portion of Value Acct 12/31 subj to ret	$ 599,189	$ 119,838	$ 119,838	$ 119,838	$ 119,838	$ 119,838	
Retirement Units 7047 times $84.09	$ 592,582	$ 118,516	$ 118,516	$ 118,516	$ 118,516	$ 118,516	
Total Retirement Amount	$ 1,191,771	$ 238,354	$ 238,354	$ 238,354	$ 238,354	$ 238,354	
Total Divestment Payments	$ 1,319,311	$ 280,868	$ 280,868	$ 280,868	$ 238,354	$ 238,354	
2003 Over- Investment	Amount due	$ -	$ 42,513				
2004 Over- Investment	Amount due		$ 42,513				
2005 Over- Investment	Amount due						
Retirement Value Acct & Units	Amount due	$ 238,354	$ 238,354				
Total	Amount due	$ 238,354	$ 323,381				
Total distrubtions during year	Bi-monthly dist.	$ 67,500	$ 180,000				
Other distributions during year	Paid by check	$ -	$ 35,000				
Total distrubtions during year	Paid by check	$ 67,500	$ 215,000				
Year End Payment (Paid in January)	Paid by check				NA	NA	
		$ 170,854	**$ 108,381**	$ -	$ -	$ -	
		2003/04	2004/05	2005/06	2006/07	2007/08	

1997	$	2,369,045
1998	$	3,458,000
1999	$	4,163,937
2000	$	4,097,603
2001	$	5,655,590
Income per audit - 2002	$	5,029,245

$ 84.09 Unit Value Divest 2003 (103,811 Units)

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EXHIBIT A
ALL-STATE LEGAL

Gary Hunt

The following details the calculation of your bonus compensation payment based on your level of overinvestment from the **2002** year.

Total Partnership Capital (from the audit) at December 31, 2002.	$8,835,298
Your Income Sharing % for the 2002 year	6.782%
Capital times Income Sharing %	$599,189
Your Value Account on December 31, 2002	$726,729
Over Investment Amount	$127,540
Company's borrowing rate with SunTrust on December 31, 2002	2.90%
Compensation Payment	$3,699

Gary Hunt

The following details the calculation of your bonus compensation payment based on your level of undistributed overinvestment from the **2003** year.

Over Investment Amount	$127,540
Company's borrowing rate with SunTrust on December 31, 2003	2.65%
Compensation Payment	$3,380

Gary Hunt

The following details the calculation of your bonus compensation payment based on your level of undistributed overinvestment from the **2004** year.

Over Investment Amount	$127,540
Company's borrowing rate with SunTrust on December 31, 2004	3.90%
Compensation Payment	$4,974

CERTIFICATE OF SERVICE

DOCKET NO. 04D-1267

Pursuant to Rule 58(3) of the Tennessee Rules of Civil Procedure, I hereby certify that I have mailed a copy of the foregoing Judgment to the parties/counsel listed below, on this 15th day of February, 2005.

RICHARD R. ROOKER, Circuit Court Clerk

By: B. Rawls
Deputy Clerk

Helen S. Rogers, Attorney
Rogers & Associates
The Wind in the Willows Mansion
2205 State Street
Nashville, TN 37203

Mr. Gary Hunt
6501 Harding Pike
Building U, Suite 21
Nashville, TN 37205

Craig V. Gabbert, Jr., Attorney
Harwell, Howard, Hyne, Gabbert & Manner, P.C.
315 Deaderick Street, Suite 1800
Nashville, TN 37238

Ms. Allison Harmon
c/o Raymond James
211 Commerce Street
Suite 300
Nashville, TN 37201

STATE OF TENNESSEE

I, **RICHARD R. ROOKER,** Clerk of the Circuit Court for Davidson County, in the State aforesaid, do hereby certify that the foregoing is a true and correct copy of the Order heretofore entered in the EIGHTH Circuit Court for Davidson County, Tennessee, on the 14 day of FEBRUARY , 2005 , in the Case Number 04D1267 between HUNT, NANCY WOODALL Plaintiff, and HUNT, GARY FRANKLIN Defendant, as same remains of record in Vol. 5774 , Page 1801303 of the Minutes of said Court.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at office, in Nashville, the 03 day of MARCH in the year two thousand five and in the 228th year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

