IN THE EIGHTH CIRCUIT COURT FOR THE STATE OF TENNESSEE
20TH JUDICIAL DISTRICT, DAVIDSON COUNTY

FILED
2007 JAN 23 PM 4:03
RICHARD R. ROOKER, CLERK
D.C.

Alice Luzette Sutton,

Plaintiff

vs.

Dock Sutton, Jr.,

Defendant

Docket No.: 06D2934

FINAL DECREE

This cause came to be heard on the 16th day of January, 2007, before **HONORABLE CAROL SOLOMAN**, the Judge of the Eighth Circuit Court for Davidson County, Tennessee, on the Complaint for Divorce filed by the Plaintiff, with no response being filed by the Defendant. A default judgment was granted to the Plaintiff on December 15, 2006, and this case was set for a hearing on the above date. The Defendant failed to appear, although he had been duly noticed to appear by the Plaintiff. Upon hearing testimony of Plaintiff and her two witnesses, statements of Counsel for the Plaintiff, and upon the record as a whole, the Court found that the Wife should be granted a divorce based upon the grounds of inappropriate marital conduct of the Husband.

The Court finds that the Wife was forced to file for Bankruptcy in order to keep the marital property: Case No. 04-09714-KL3 filed in Federal Bankruptcy Court in Nashville, Tennessee. Further, the Court finds that the debts on the marital property and monies owed by the Husband to Wife exceed the current value of the property, and under the terms of the Chapter 13 bankruptcy, the Wife has accepted financial responsibility for one hundred percent of the marital debt.

Thus, the Wife is awarded all of the personal and marital property in her possession, as well as the 1996 Chevrolet Lumina and the 2001 Mercury Marquis and the marital home.

Davidson County DEEDDIV
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All right, title and interest to the marital home located at 4817 Buena Vista Pike, Nashville, Tennessee 37218, shall be divested from Dock Sutton, Jr., and fully vested in Alice Luzette Sutton now known as Alice Luzette Talley. The Wife shall hold the Husband harmless for any liabilities thereupon.

Additionally, the Court ordered that Dock Sutton, Jr., shall not come around or have any contact with the Plaintiff Alice Luzette Sutton, now known as Alice Luzette Talley, without the express consent of this Court. An Order of Protection is in effect: GS 06 OP 1289 and this Order is extended by Order of this Court for five years.

Further, the Court held that Tennessee Code § 56-7-2366 does not apply, as each party has his or her own health insurance coverage, or no party has health insurance coverage on the other party.

It is, therefore, **ORDERED, ADJUDGED AND DECREED** that the Plaintiff Alice Luzette Sutton, is hereby awarded an absolute divorce from the Defendant, Dock Sutton, Jr., on the grounds of inappropriate marital conduct, and she is hereby restored to all of the rights and privileges of an unmarried person.

It is **ORDERED, ADJUDGED AND DECREED** that Dock Sutton, Jr. shall not come around or have any contact with the Plaintiff Alice Luzette Sutton, now known as Alice Luzette Talley, without the express consent of this Court. An Order of Protection is in effect: GS 06 OP 1289 and this Order is extended by Order of this Court for five years.

It is **ORDERED, ADJUDGED AND DECREED** that all right, title, and interest of Dock Sutton in the marital home located at 4817 Buena Vista Pike, Nashville, Tennessee 37218, is divested from Dock Sutton, and fully vested in Alice L. Sutton, now known as Alice Luzette Talley, and she shall hold him harmless for any liabilities thereupon. Said property in Davidson County, Tennessee, is described as follows:

Being Lot No. 8 on the plan of Buena Vista Estates, Section 1, as of record in Book 3842, page 222, Register's Office for said County.

Said Lot No. 8 fronts 80 feet on the westerly side of Buena Vista Pike and runs back between lines 160.4 feet on the northerly side and 165.9 feet on the southerly side to a line in the rear measuring 80.20 feet thereon.

Being the same property convey to Dock Sutton and wife, Alice L. Sutton, by Warranty Deed from Sherman L. Merritt and wife, Vera E. Merritt of record in Book 7852, Page 736, Register's Office for Davidson County, Tennessee.

This is improved property known as 4817 Buena Vista Pike, Nashville, Tennessee 37218. The map and parcel numbers are 059-06-0-008.00.

It is **ORDERED, ADJUDGED AND DECREED** that the Wife is awarded all personal and marital property in her possession and the 1996 Chevrolet Lumina and the 2001 Mercury Marquis.

It is **ORDERED, ADJUDGED AND DECREED** that Alice Luzette Sutton is hereby restored to her maiden name: Alice Luzette Talley.

It is **ORDERED, ADJUDGED AND DECREED** that Nashville Pro Bono, a division of the Nashville Bar Association, 300 Deadrick Street, Nashville, TN 37201, is hereby granted a judgment against Dock Sutton, Jr. in the amount of the Wife's reasonable attorney's fees: $ 500.00.

It is **ORDERED, ADJUDGED AND DECREED** that the court costs of this cause shall be assessed against the Defendant Dock Sutton, Jr., 2624 Old Matthews Road, Nashville, Tennessee 37207, for which execution may issue, if necessary.

This, the 23rd day of Jan, 2007.

HONORABLE CAROL SOLOMAN

APPROVED FOR ENTRY:

ELLEN TAYLOR TURLEY, #11715
Attorney for Alice Luzette Sutton
Stones River Professional Building
3515 Central Pike, Suite 102
Hermitage, TN 37076
(615) 889-5350
FAX: (615) 391-5866

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been mailed to Dock Sutton, Jr., 2624 Old Matthews Road, Nashville, Tennessee 37207, and Alice Luzette Sutton, 4817 Buena Vista Pike, Nashville, Tennessee 37218, on this the 16th day of January, 2006.

ELLEN TAYLOR TURLEY

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 23 day of JANUARY , 2007 , in the Case Number 06D2934 between SUTTON, ALICE LUZETTE Plaintiff, and SUTTON, DOCK JR Defendant, as same remains of record in 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 01 day of FEBRUARY in the year two thousand seven and in the 230th year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____
Deputy Clerk

SEAL

