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FILED

IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE

2008 AUG -5 PM 4:39

MARA KAY DIAS,	)	
Plaintiff/Wife,	)	
v.	)	**Docket No. 07D-3565**
WILLIAM LESTER DIAS,	)	**Notice of Entry Requested**
Defendant/Husband.	)	

FINAL DECREE OF DIVORCE

This cause came to be heard on the 24th day of June, 2008 for a final hearing before the Honorable Muriel Robinson, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the Amended Complaint for Divorce filed April 24, 2008, personal service of process on the defendant, William Lester Dias, and the default judgment previously entered herein. Based on the sworn testimony of the plaintiff, two other witnesses, the statements and argument of plaintiff's attorney, and the entire record in this case, the Court finds that the allegations of the complaint are sustained by the proof.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that Plaintiff, Mara Kay Dias, is hereby granted an absolute divorce from Defendant, William Lester Dias, on the grounds of inappropriate marital conduct, and the parties are hereby restored to all of the rights and privileges of unmarried persons.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the improved real property located at 1505 Lethia Drive; Nashville TN 37206, more fully described as:

> BEING Lot No. 16, on the Plan of Dugger Heights, Section III, of record in Book 1835, Page 54, Register's Office for Davidson County, TN, to which plan reference is here

Davidson County DEEDDIV
Recvd: 03/13/09 13:46 8 pgs
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made for a more complete and accurate description.

BEING the same property conveyed to James D. Tucker, Sr., unmarried by deed from Dorothy S. Brewer and husband, Sam B. Brewer, of record in Instrument 200008140080372, Register's Office for said County.

This conveyance is made subject to: (1) 2001 taxes, which have been prorated and assumed by the Grantees; (2) All matter appearing on the Plan of Record in Plat Book 1835, Page 54, said Register's Office.

shall divest from defendant, William Lester Dias, and vest in plaintiff, Mara Kay Dias, in fee simple, subject to any mortgage on the property. The plaintiff shall hold the defendant harmless from any liability thereon and indemnify the defendant for any liability incurred.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the plaintiff shall be awarded all of the household goods, furnishings and personal property in her possession, and any and all debt associated with same.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the defendant shall be awarded all of the household goods, furnishings and personal property in his possession, and any and all debt associated with same.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Wife is awarded any and all cash, checking accounts, savings accounts, certificates of deposit, money market accounts, individual retirement accounts, pension funds, stocks, bonds, investments, and other intangible personal property held by her and/or in her sole name.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Wife is awarded the Roth IRA in the Husband, William Lester Dias' name, bearing account number 7143-6662, such IRA to be transferred from the Husband to the Wife by a

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Qualified Domestic Relations Order. As of May 31, 2008, said Roth IRA contained approximately $34,888.46. The Wife is awarded these funds because she has been the primary caretaker of the parties' children since the parties separated, and the Husband has contributed nothing in the way of support for these children.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Husband is awarded the 401K he liquidated on or about February 13, 2008 in violation of the Court's restraining order in the approximate amount of $86,000, which 401K constituted marital property.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Wife is awarded the vehicle in her possession, a 2002 Honda CRV. The Husband's name shall be removed from the title to said vehicle. The Husband shall execute any and all documents necessary to transfer title of said automobile to Wife.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Husband is awarded the vehicle in his possession, a 2008 Nissan Versa, and he shall be fully responsible for the payment of the indebtedness due on said automobile and shall indemnify and hold the Wife harmless on the same.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Wife is awarded a judgment against the Husband in the amount of $2,500.00 to reimburse her for the attorneys' fees and expenses she incurred in connection with this divorce.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Wife is awarded the $1,500.00 joint IRS economic stimulus check for 2007, which is made payable to both parties. The Wife is hereby authorized to endorse the check by signing the Husband's name and to then negotiate said check and retain the proceeds.

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IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Wife shall be restored to her maiden name of Mary Kay Laverentz.

IT IS FURTHER ORDERED, ADJUDGED, and DECREED that the parenting plan submitted by the plaintiff is approved and incorporated into this final decree of divorce. Said parenting plan states as follows:

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IT IS FURTHER ORDERED, ADJUDGED and DECREED that Court costs shall be taxed against the Husband, for which execution may issue, if necessary.

ENTERED THIS 5th **DAY OF** Aug, **2008.**

JUDGE MURIEL ROBINSON

APPROVED FOR ENTRY:

James H. Drescher, BPR #14730
Sean J. Martin, BPR #020196
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Attorneys for Mara Kay Dias

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CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing has been served via U.S. mail, first-class postage prepaid, on:

William Lester Dias
721 Due West Ave, Apt B104
Madison TN 37115

This the 9th day of July, 2008

James H. Drescher

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CERTIFICATE OF SERVICE

DOCKET NO. 07D3565

Pursuant to Rule 58(3) of the Tennessee rules of Civil Procedure, I hereby certify I have mailed a copy of the foregoing Judgment to the parties/counsel listed below, on this 12TH day of AUGUST, 2008.

RICHARD R. ROOKER, Circuit Court Clerk

BY: _____

Deputy Clerk

JAMES H. DRESCHER, ATTORNEY
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SEAN J. MARTIN, ATTORNEY
DRESCHER & SHARP
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WILLIAM LESTER DIAS
721 DUE WEST AVE., APT. B104
MADISONT, TN 37115

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 FOURTH Circuit Court for Davidson County, Tennessee, on the 05 day of AUGUST , 2008 , in the Case Number 07D3565 between DIAS, MARA KAY Plaintiff, and DIAS, WILLIAM LESTER 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 09 day of DECEMBER in the year two thousand eight and in the 232nd year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____
Deputy Clerk

SEAL

