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IN THE FOURTH CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

FILED
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RICHARD R. ROOKER, CLERK
D.C.

STARLENE R. ANDERSON,	]	
	]	
Plaintiff/Wife,	]	
	]	
VS.	]	**NO: 08D-1835**
	]	
ELLIOTT RAY ANDERSON,	]	
	]	
Defendant/Husband.	]	

BILL GARRETT, Davidson County
Trans:T20090069698 DEEDDIV
Recvd: 10/13/09 11:58 6 pgs
Fees:32.00 Taxes:0.00
20091013-0094924

FINAL JUDGMENT OF DIVORCE

This cause came on for trial on the 25th day of August 2009, before the Honorable Philip E. Smith, Judge of the Fourth Circuit Court for Davidson County, Tennessee, upon the Complaint for Absolute Divorce filed by the Plaintiff/Wife; the Default Judgment previously entered herein; sworn testimony of the Plaintiff/Wife and her witnesses, Susie Miller and Trenessee Jenkins; statements of Plaintiff's counsel; and the entire record herein; from all of which the Court finds that the allegations contained in the Complaint are sustained by the proof; that the Defendant/Husband is guilty of such inappropriate marital conduct toward the Plaintiff/Wife as to render cohabitation unsafe and improper. Specifically, the Defendant is been violent during the marriage and abused illegal drugs. It is therefore

ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. The Defendant/Husband, ELLIOTT RAY ANDERSON, was duly notified of this proceeding by personal service of process and other subsequent notice but was not present at the hearing held on Tuesday, August 25, 2009.

2. The Plaintiff/Wife, STARLENE R. ANDERSON, is hereby awarded an absolute divorce from the Defendant/Husband, ELLIOTT RAY ANDERSON, pursuant to Tenn. Code Ann. § 36-4-101(11), the ground of Inappropriate Marital Conduct thereby restoring the Plaintiff/Wife to all the rights and privileges of an unmarried person.

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3. The Plaintiff/Wife shall be restored to her maiden name, "STARLENE RENEE JENKINS".

4. All right, title, and interest in and to the marital residence located at 1419 McGavock Pike, Nashville, TN 37216-3224, shall be divested out of Defendant/Husband, ELLIOTT RAY ANDERSON, and the same shall be vested in Plaintiff/Wife, STARLENE R. ANDERSON, in fee simple absolute. Said residence is more particularly described as follows:

> Land in Davidson County, Tennessee, being Lot No. 2 on the Map of J. A. DeMontbreun's Resubdivision of Lots 75 through 81 of R. M. Dudley's unrecorded plan if subdivision of a 30 acre tract, as recorded in Book 974, page 68, Register's Office for said County.
>
> Said Lot No. 2 fronts 60 feet on the northerly side of McGavock Pike and runs back between lines 177.3 feet on the westerly line and 178.6 feet on the easterly line, to an alley, on which it measures 60 feet.
>
> BEING the same property conveyed to Elliott Anderson and Tiny Jenkins by Warranty Deed from James W. Thomas and wife, Helen Marie Thomas, of record in Book 20040316, Page 0029629, Register's Office for Davidson County, Tennessee.
>
> This is the same description as in previous deed of record.
>
> This is improved real property known as 1419 McGavock Pike, Nashville, TN 37216-3224.

ELLIOTT RAY ANDERSON has thirty (30) days to file an objection with this Court to this divestiture.

5. The Plaintiff/Wife shall have immediate and exclusive possession of this real property located at 1419 McGavock Pike, Nashville, TN 37216-3224. The Defendant/Husband shall vacate this real property immediately along with all of his personal possessions

6. The Plaintiff/Wife shall be responsible for all debts she has incurred in her name only since the date of the separation of the parties (which is 03/01/2008) and shall indemnify and hold the Defendant/Husband harmless thereon. Likewise, the Defendant/Husband shall be

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responsible for all debts he has incurred in his name only since the date of separation of the parties and shall indemnify and hold the Plaintiff/Wife harmless thereon.

7. The Plaintiff/Wife shall be awarded all of the motor vehicles and personal property in her possession and the Defendant/Husband shall be awarded all of the motor vehicles and personal property in his possession. Each party shall assume full responsibility for the payment of any indebtedness due on their respective furnishings, furniture and other tangible personal property and shall indemnify and hold each other harmless on the same. The parties have no other assets subject to equitable distribution.

8. The Plaintiff/Wife is disabled. Her only income is only $897.00 per month in Social Security benefits. The Plaintiff/Wife has a need for an alimony award and the Husband has the ability to pay such an award. Accordingly, the Defendant/Husband shall pay the Plaintiff/Wife the sum of Four Hundred Dollars, ($400.00), per month for twelve, (12), consecutive months beginning September 1, 2009.

9. The Defendant/Husband was under a previous order to pay the Plaintiff/Wife $400.00 per month in alimony pending this final hearing. He failed and/or refused, however, to pay all of the amounts he was ordered to pay under that order; specifically, he did not pay any alimony to the Plaintiff/Wife in June, July and August of 2008. Accordingly, a judgment for $1,200.00 for back alimony shall be entered against the Defendant/Husband, ELLIOTT RAY ANDERSON, for which execution shall issue if necessary.

10. The Defendant/Husband, ELLIOTT RAY ANDERSON, has a 401K/Retirement Savings account with his present employer, Vanderbilt University. The Plaintiff/Wife shall receive one-half of the benefits held in this account from the date of the marriage to the date of the entry of this Final Judgment of Divorce. In order to provide for the division of these benefits, a Qualified Domestic Relations Order shall be entered with this Court wherein the Defendant/Husband shall be known as the "participant" and the Plaintiff/Wife shall be known as the "alternate payee".

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11. The Plaintiff/Wife is awarded a judgment against the Defendant/Husband, ELLIOTT RAY ANDERSON, for Five Hundred Dollars, ($500.00); said amount representing the total amount of attorney's fees the Plaintiff/Wife has been charged by her attorney for the professional services she rendered in prosecuting this action. Execution on this judgment shall issue, if necessary.

12. All Court costs in this cause shall be taxed to the Defendant/Husband, ELLIOTT RAY ANDERSON, for which execution may issue, if necessary.

13. The present residence address of the Plaintiff/Wife is 1419 McGavock Pike, Nashville, TN 37216-3224, and the present residence address of the Defendant/Husband is also 1419 McGavock Pike, Nashville, TN 37216-3224.

ENTERED this 24th day of September 2009.

HON. PHILIP E. SMITH, JUDGE

APPROVED FOR ENTRY:

LAURA TEK, #16523
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1994 N. Gallatin Road, Suite 205
Madison, Tennessee 37115
615/851-2100
AttorneyTek@bellsouth.net
Counsel for Plaintiff/Wife

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CERTIFICATE OF SERVICE

I hereby certify that I have sent a true and correct copy of the foregoing Final Judgment of Divorce by U.S. Mail, postage prepaid, to Elliott Ray Anderson, 1419 McGavock Pike, Nashville, TN 37216-3224, on this 6th day of September 2009.

LAURA TEK

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 24 day of SEPTEMBER , 2009 , in the Case Number 08D1835 between ANDERSON, STARLENE RENEE Plaintiff, and ANDERSON, ELLIOTT RAY 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 02 day of OCTOBER in the year two thousand nine and in the 233rd year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

