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

FILED
2010 APR 22 PM 2:57
RICHARD R. ROOKER, CLERK
D.C.

STEPHANIE M. JAMES,	)	
	)	
Plaintiff/Wife,	)	
	)	
vs.	)	No. 09D-2242
	)	
DERRICK M. JAMES,	)	
	)	
Defendant/Husband.	)	

BILL GARRETT, Davidson County
Trans:T20100036693 DEEDDIV
Recvd: 06/16/10 15:28 19 pgs
Fees:97.00 Taxes:0.00
20100616-0046927

FINAL DECREE OF DIVORCE

This cause came on to be heard on the 5th day of April, 2010, before the Honorable Carol Soloman, Judge of the Eighth Circuit Court of Davidson County, Tennessee, upon the First Amended Complaint for Divorce filed by Plaintiff/Wife, STEPHANIE M. JAMES, on November 3, 2009 alleging inappropriate marital conduct as the grounds for divorce, and personal service of process on Defendant/Husband, DERRICK M. JAMES, on November 11, 2009. More than ninety (90) days have elapsed since the filing of the First Amended Complaint for Divorce in this case. Husband appeared in open Court and was given an opportunity to cross-examine Wife and the witnesses, however he refused. From the Complaint, the sworn testimony of Wife in open Court, the sworn testimony of the corroborating witnesses, DENISE LAMARTINE and AL LAMARTINE, and upon the entire record in this cause, the Court finds that the allegations of the Complaint are sustained by the proof, that is, Husband is guilty of inappropriate marital conduct.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED by the Court as follows:

1. That Wife, STEPHANIE M. JAMES, be and is hereby granted an absolute divorce from Husband, DERRICK M. JAMES, on the grounds of inappropriate marital conduct, as set forth in Section 36-4-101(11) Tennessee Code Annotated.

2. That the Court adopts Wife's proposed Permanent Parenting Plan which is

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attached and incorporated hereto.

3. That all equity, right, title and interest in the family residence located at 5503 Cedar Ash Crossing, Antioch, Davidson County, Tennessee 37013, being further described as follows:

> Being Unit No. 202 on the Plan of Phase Two, Provincetown, a Horizontal Property Regime with Private Elements of record in Instrument No. 20050609-0066104, Register's Office for Davidson County, Tennessee, to which Plan reference is hereby made for a more complete and accurate description thereof.
>
> Being the same property conveyed to Derrick M. James and Stephanie Shearn, as Joint Tenants with right of survivorship, by deed from Centex Homes, a Nevada General Partnership, of record in Instrument No. 20060123-0008271, Register's Office for Davidson County, Tennessee.

is hereby awarded to Wife, STEPHANIE M. JAMES. Husband, DERRICK M. JAMES, is hereby divested of all right, title and interest in this property. Said property has a current negative equity value in the amount of -$10,000.00. Husband shall immediately vacate the property as of April 5, 2010.

4. That Wife, STEPHANIE M. JAMES, shall be awarded her 401K with Travelers Insurance with an approximate balance of $2,000.00.

5. That Husband shall pay Wife the sum of $500.00, which represents one-half (½) of the $1,000.00 marital debt on Wife's Bank of America Credit Card. Husband shall pay this amount directly to Wife on the first of every month, at the rate of $50.00 per month, for a period of ten (10) months, with the first payment being due on May 1, 2010.

6. That Husband shall be solely responsible for the entire balance on Wife's Chase Credit Card in the amount of $4,200.00, which was Husband's separate debt that was transferred from his individual name into Wife's individual name. Husband shall immediately provide Wife with his address so that Wife will be able to forward the monthly statements to Husband. Husband shall pay the monthly payments in a timely manner so as to not harm Wife's credit. Husband's monthly payments shall not be less than $100.00, and Husband shall send proof monthly to Wife that he has made these payments.

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7. That all furniture, furnishings, and personal effects presently in the possession of Wife shall be her sole and separate property. That Husband shall be awarded his Maroon chair, Desk, TV in living room, DVD player in living room, VCR in living room, TV stand in living room, 2 black end tables, patio furniture, and clothing within seven (7) days of April 5, 2010. Husband shall coordinate a time with Wife for a neutral third party to retrieve Husband's property.

8. That all bank accounts in Wife's individual name shall be her sole and separate property.

9. That the 2007 Chevrolet Cobalt and 2009 Chevrolet Malibu titled in Wife's name shall be vested solely in Wife. Husband is hereby divested of all right, title and interest in these automobiles. Husband shall return the 2007 Chevrolet Cobalt to Wife on or before 12:00 P.M., April 6, 2010, and Husband shall immediately repair the tire and rim. The 2007 Chevrolet Cobalt has a negative equity amount, and Wife shall immediately sell said vehicle, and Husband shall be solely responsible for any deficiency, and shall pay the entire deficiency in a timely manner so as to not harm Wife's credit.

10. That Husband is in arrears for the January 6, 2010 Order in the amount of $3,202.68, and Husband shall pay this entire amount directly to Wife within thirty (30) days of April 5, 2010.

11. That Wife shall be awarded a judgment for her attorney fees in the amount of $ 4350.00 cw cs, and said fees shall be paid directly to Wife in 30 cs days.

12. That Husband shall pay the litigation tax and Court costs, for which execution may issue.

ENTERED this 22nd day of April, 2010.

HONORABLE CAROL SOLOMAN

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APPROVED FOR ENTRY:

Kamie L. Hefner, #18032
Hefner & Hefner
Attorney for Wife
7110 Town Center Way, Suite 2
P. O. Box 992
Brentwood, Tennessee 37024
(615) 370-9800

CERTIFICATE OF SERVICE

I hereby certify that I have mailed a true and exact copy of the foregoing document by U. S. Mail, First Class, Postage Prepaid to Derrick James, Defendant/Husband, 5503 Cedar Ash Crossing, Antioch, Tennessee 37013, on this the 12 day of April, 2010.

Kamie L. Hefner

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NOTICE OF ENTRY
CERTIFICATE OF SERVICE

DOCKET NO. 09D-2242

Pursuant to Rule 58(3) of the Tennessee Rules of Civil Procedure, I hereby certify that I have mailed a copy of the foregoing Order to the parties/counsel listed below, on this the 22nd day of April, 2010.

Kamie Hefner, Attorney
7110 Town Center Way, Suite 2
P.O. Box 992
Brentwood, TN 37024

Derrick James
5503 Cedar Ash Crossing
Antioch, TN 37013

By: _____
Ronnell Griffin, Clerk
Eighth Circuit Court

Copy

09D2242

STATE OF TENNESSEE	EIGHTH CIRCUIT COURT (Must be completed) FILED	DAVIDSON COUNTY (Must be completed) 2010 APR 13 AM 8:09
PERMANENT PARENTING PLAN ORDER 2010 APR 22 PM 2:58 RICHARD R. BOOKER, CLERK ☐ PROPOSED ☐ AGREED ☒ ORDERED BY THE COURT		FILE NO. 09D-2242 DIVISION CAL D.C. D.C.
PLAINTIFF (Name: First, Middle, Last) **STEPHANIE M. JAMES** ☒ Mother ☐ Father	**DEFENDANT** (Name: First, Middle, Last) **DERRICK M. JAMES** ☐ Mother ☒ Father	

The mother and father will behave with each other and each child so as to provide a loving, stable, consistent and nurturing relationship with the child even though they are divorced. They will not speak badly of each other or the members of the family of the other parent. They will encourage each child to continue to love the other parent and be comfortable in both families.

This plan
- ☒ is a new plan.
- ☐ modifies an existing Parenting Plan dated
- ☐ modifies an existing Order dated

Child's Name	Date of Birth
Hailey Sienna James	12/1/05

I. RESIDENTIAL PARENTING SCHEDULE

A. RESIDENTIAL TIME WITH EACH PARENT

The Primary Residential Parent is the Mother, STEPHANIE M. JAMES.

Under the schedule set forth below, each parent will spend the following number of days with the children:

Mother 280 days Father 85 days.

B. DAY-TO-DAY SCHEDULE

The ☒ mother ☐ father shall have responsibility for the care of the child or children except at the following times when the other parent shall have responsibility:

From 6:00 P.M. Friday to 6:00 P.M. Sunday

☐ every week ☒ every other week ☐ other: _____.

The other parent shall also have responsibility for the care of the child or children at the additional parenting times specified below:

From _____ to _____

☐ every week ☐ every other week ☒ other: Mother shall have first right of refusal to care for child during Father's visitation when he must leave child with a

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baby-sitter, other than Father's grandmother, for more than a one (1) hour period. If Father does not spend appropriate time with the minor child within sixty (60) days of April 5, 2010, then Mother shall be able to Petition the Court to recalculate the child support and modify the parenting time.

This parenting schedule begins ☐ _____ **or** ☒ date of the Court's Order.

C. HOLIDAY SCHEDULE AND OTHER SCHOOL FREE DAYS

Indicate if child or children will be with parent in ODD or EVEN numbered years or EVERY year:

	MOTHER	**FATHER**
New Year's Day	see Christmas vacation	see Christmas vacation
Easter Day(unless otherwise coinciding with Spring Vacation)	Odd	Even
Mother's Day	Every	_____
Memorial Day (if no school)	Even	Odd
Father's Day	_____	Every
July 4th	Even	Odd
Labor Day	Odd	Even
Halloween	Even	Odd
Thanksgiving Day & Friday	Odd	Even
Children's Birthdays	2 hours	2 hours
Mother's Birthday	Every	_____
Father's Birthday	_____	Every

A holiday shall begin at 6:00 p.m. on the night preceding the holiday and end at 6:00 p.m. the night of the holiday, unless otherwise noted here _____.

D. FALL VACATION (*If applicable*)

The day to day schedule shall apply except as follows _____beginning _____.

E. WINTER (CHRISTMAS) VACATION

Prior to attending school in odd years- Mother shall have child from December 18th through December 25th at 6:00 P.M.; Father shall have child from December 25th 6:00 P.M. until January 1st 6:00 P.M. Once the child starts attending school in odd years- Mother shall have the child from the day and time school is dismissed until December 25th at 6:00 P.M.; Father shall have the child from December 25th at 6:00 P.M. until January 1st at 6:00 P.M.; Mother shall have the remaining of Christmas vacation until 6:00 P.M. the evening before school resumes. The parties shall alternate this schedule in even years.

F. SPRING VACATION (*If applicable*)

The day-to-day schedule shall apply except as followsFather shall be awarded even numbered years and Mother shall be awarded odd numbered years from the time the child is out of school until the night before school resumes at 6:00 P.M.beginning when the child is in kindergarten.

G. SUMMER VACATION

The day-to-day schedule shall apply except as follows: Each parent shall be awarded two

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(2)non consecutive weeks beginning 2010.
Is written notice required? ☒ Yes ☐ No. If so, 90 number of days.

H. TRANSPORTATION ARRANGEMENTS

The place of meeting for the exchange of the child or children shall be the mother's home.
Payment of long distance transportation costs *(if applicable):* ☐ mother ☐ father ☐ both equally.
Other arrangements: _____
If a parent does not possess a valid driver's license, he or she must make reasonable transportation arrangements to protect the child or children while in the care of that parent.

I. SUPERVISION OF PARENTING TIME *(If applicable)*

☐ **Check if applicable**

Supervised parenting time shall apply during the day-to-day schedule as follows:

☐ Place: _____.
☐ Person or organization supervising: _____
☐ Responsibility for cost, if any: ☐ mother ☐ father ☐ both equally.

J. OTHER

The following special provisions apply:
Father must have a working cellular phone with him when minor child is present that accepts incoming phone calls from Mother.
Father shall notify Mother at all times of his address when the minor child is in Father's care.

II. DECISION-MAKING

A. DAY-TO-DAY DECISIONS

Each parent shall make decisions regarding the day-to-day care of a child while the child is residing with that parent, including any emergency decisions affecting the health or safety of a child.

B. MAJOR DECISIONS

Major decisions regarding each child shall be made as follows:

Educational decisions	☐ mother	☐ father	☒ joint
Non-emergency health care	☐ mother	☐ father	☒ joint
Religious upbringing	☐ mother	☐ father	☒ joint
Extracurricular activities	☐ mother	☐ father	☒ joint

III. FINANCIAL SUPPORT

A. CHILD SUPPORT

Father's gross monthly income is $ 3132.41.
Mother's gross monthly income is $ 3583.33.

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1. The final child support order is as follows:
   a. The ☐ mother ☒ father shall pay to the other parent as regular child support the sum of $739.00 ☐ weekly ☒ monthly ☐ twice per month ☐ every two weeks. **The Child Support Worksheet shall be attached to this Order as an Exhibit.***

   If this is a deviation from the Child Support Guidelines, explain why: _____

2. Retroactive Support: A judgment is hereby awarded in the amount of $2500.00 to ☒ mother ☐ father against the child support payor representing retroactive support required under Section 1240-2-4.06 of the D.H.S. Income Shares Child Support Guidelines dating from July 2009 which shall be paid (including pre/post judgment interest) at the rate of $50.00 per ☐ week ☒ month ☐ twice per month ☐ every two weeks until the judgment is paid in full.

3. Payments shall begin on the 15th day of April, 2010.

This support shall be paid:

☒ directly to the other parent.
☐ to the Central Child Support Receipting Unit, P. O. Box 305200, Nashville, Tennessee 37229, and sent from there to the other parent at:_____.
A Wage Assignment Order is attached to this Parenting Plan
☐ by direct deposit to the other parent at _____ Bank for deposit in account no. _____.
☐ other:_____.

The parents acknowledge that court approval must be obtained before child support can be reduced or modified.

*Child Support Worksheet can be found on DHS website at http://www.state.tn.us/humanserv/is/incomeshares.htm or at your local child support offices.

B. FEDERAL INCOME TAX EXEMPTION*

The ☒ mother ☐ father is the parent receiving child support.

The Mother shall claim the following children: Hailey Sienna James.

The Father shall claim the following children: _____

The ☐ mother ☐ father may claim the exemptions for the child or children so long as child support payments are current by the claiming parent on January 15 of the year when the return is due. The exemptions may be claimed in: ☐ alternate years starting _____ ☐ each year ☐ other: _____.

The ☐ mother ☐ father will furnish IRS Form 8332 to the parent entitled to the exemption by February 15 of the year the tax return is due.

C. PROOF OF INCOME AND WORK-RELATED CHILD CARE EXPENSES

* NOTE: The child support schedule assumptions in the guidelines (1240-2-4-.03 (6)(b)) assume that the parent receiving the child support will get the tax exemptions for the child.

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Each parent shall send proof of income to the other parent for the prior calendar year as follows:

- IRS Forms W-2 and 1099 shall be sent to the other parent on or before February 15.
- A copy of his or her federal income tax return shall be sent to the other parent on or before April 15 or any later date when it is due because of an extension of time for filing.
- The completed form required by the Department of Human Services shall be sent to the Department on or before the date the federal income tax return is due by the parent paying child support. *This requirement applies only if a parent is receiving benefits from the Department for a child.*

The parent paying work-related child care expenses shall send proof of expenses to the other parent for the prior calendar year and an estimate for the next calendar year, on or before February 15.

D. HEALTH AND DENTAL INSURANCE

Reasonable health insurance on the child or children will be:

- ☒ maintained by the mother
- ☐ maintained by the father
- ☐ maintained by both

Proof of continuing coverage shall be furnished to the other parent annually or as coverage changes. The parent maintaining coverage shall authorize the other parent to consult with the insurance carrier regarding the coverage in effect.

Uncovered reasonable and necessary medical expenses, which may include but is not limited to, deductibles or co-payments, eyeglasses, contact lens, orthodontia, dental expenses, routine annual physicals, and counseling will be paid one-half by mother and one-half by father. After insurance has paid its portion, the parent receiving the bill will send it to the other parent within ten days. The other parent will pay his or her share within 30 days of receipt of the bill.

If available through work, the ☐ mother ☐ father shall maintain dental, orthodontic, and optical insurance on the minor child or children.

E. LIFE INSURANCE

If agreed upon by the parties, the ☐ mother ☒ father ☐ both shall insure his/her own life in the minimum amount of $250,000.00 by whole life or term insurance. Until the child support obligation has been completed, each policy shall name the following as sole irrevocable primary beneficiary: ☐ the other parent, ☒ the other parent, as trustee for the benefit of the children, to serve without bond or accounting, ☐ other .

IV. PRIMARY RESIDENTIAL PARENT (CUSTODIAN) FOR OTHER LEGAL PURPOSES

The child or children are scheduled to reside the majority of the time with the ☒ mother ☐ father. This parent is designated as the primary residential parent also known as the custodian, **SOLELY** for purposes of any other applicable state and federal laws. If the

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parents are listed in Section II as joint decision-makers, then, for purposes of obtaining health or other insurance, they shall be considered to be joint custodians. THIS DESIGNATION DOES NOT AFFECT EITHER PARENT'S RIGHTS OR RESPONSIBILITIES UNDER THIS PARENTING PLAN.

V. DISAGREEMENTS OR MODIFICATION OF PLAN

Should the parents disagree about this Parenting Plan or wish to modify it, they must make a good faith effort to resolve the issue by the process selected below before returning to Court. *Except for financial support issues including child support, health and dental insurance, uncovered medical and dental expenses, and life insurance*, disputes must be submitted to:

- ☒ Mediation by a neutral party chosen by the parents or the Court.
- ☐ Arbitration by a neutral party selected by parents or the Court.
- ☐ The Court DUE TO ORDER OF PROTECTION OR RESTRICTIONS.

The costs of this process may be determined by the alternative dispute process or may be assessed by the Court based upon the incomes of the parents. It must be commenced by notifying the other parent and the Court by ☒ written request ☐ certified mail ☐ other: _____

In the dispute resolution process:

A. Pre ference shall be given to carrying out this Parenting Plan.
B. Th e parents shall use the process to resolve disputes relating to implementation of the Plan.
C. A written record shall be prepared of any agreement reached, and it shall be provided to each parent.
D. If the Court finds that a parent willfully failed to appear without good reason, the Court, upon motion, may award attorney fees and financial sanctions to the prevailing parent.

VI. RIGHTS OF PARENTS

Under T.C.A. § 36-6-101 of Tennessee law, both parents are entitled to the following rights:

(1) The right to unimpeded telephone conversations with the child at least twice a week at reasonable times and for reasonable durations;

(2) The right to send mail to the child which the other parent shall not open or censor;

(3) The right to receive notice and relevant information as soon as practicable but within twenty-four (24) hours of any event of hospitalization, major illness or death of the child;

(4) The right to receive directly from the child's school any school records customarily made available to parents. (The school may require a written request which includes a current mailing address and upon payment of reasonable costs of duplicating.) These include copies of the child's report cards, attendance records, names of teachers, class schedules, and standardized test scores;

(5) Unless otherwise provided by law, the right to receive copies of the child's medical health or other treatment records directly from the physician or

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health care provider who provided treatment or health care. (The keeper of the records may require a written request which contains a current mailing address and the payment of reasonable costs of duplication.) No person who receives the mailing address of a parent as a result of this requirement shall provide such address to the other parent or a third person;

(6) The right to be free of unwarranted derogatory remarks made about the parent or his or her family by the other parent to the child or in the presence of the child;

(7) The right to be given at least forty-eight (48) hours notice, whenever possible, of all extra-curricular activities, and the opportunity to participate or observe them. These include the following: school activities, athletic activities, church activities and other activities where parental participation or observation would be appropriate;

(8) The right to receive from the other parent, in the event the other parent leaves the state with the minor child or children for more than two (2) days, an itinerary including telephone numbers for use in the event of an emergency;

(9) The right to access and participation in education on the same basis that is provided to all parents. This includes the right of access to the child for lunch and other activities. However participation or access must be reasonable and not interfere with day-to-day operations or with the child's educational performance.

VII. NOTICE REGARDING PARENTAL RELOCATION

The Tennessee statute (T.C.A. § 36-6-108) which governs the notice to be given in connection with the relocation of a parent reads in pertinent part as follows:

If a parent who is spending intervals of time with a child desires to relocate outside the state or more than one hundred (100) miles from the other parent within the state, the relocating parent shall send a notice to the other parent at the other parent's last known address by registered or certified mail. Unless excused by the court for exigent circumstances, the notice shall be mailed not later than sixty (60) days prior to the move. The notice shall contain the following:

(1) Statement of intent to move;
(2) Location of proposed new residence;
(3) Reasons for proposed relocation; and
(4) Statement that the other parent may file a petition in opposition to the move within thirty (30) days of receipt of the notice.

VIII. PARENT EDUCATION CLASS

This requirement has been fulfilled by ☒ both parents ☐ mother ☐ father ☐ neither.

Failure to attend the parent education class within 60 days of this order is punishable by contempt.

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Under penalty of perjury, we declare that this plan has been proposed in good faith and is in the best interest of each minor child and that the statements herein and on the attached child support worksheets are true and correct. *(A notary public is required if this is a proposed plan by one parent rather than one agreed by both parents.)*

_____ _____

Mother Date and Place Signed

Sworn to and subscribed before me this _____ day of _____, 20_____.

My commission expires:_____ _____

Notary Public

_____ _____

Father Date and Place Signed

Sworn to and subscribed before me this _____ day of _____, 20_____.

My commission expires:_____ _____

Notary Public

APPROVED FOR ENTRY:

Kamie L. Hefner

Kamie L. Hefner _____

Attorney for Mother *Attorney for Father*

Town Center Way, Suite 2 _____

Address *Address*

Brentwood, TN 37027 _____

Address *Address*

(615)370-9800 BPR 18032 _____

Phone and BPR Number *Phone and BPR Number*

Note: The judge or chancellor may sign below or, instead, sign a Final Decree or a separate Order incorporating this plan.

COURT COSTS (If applicable)

Court costs, if any, are taxed as follows: to the Father .

It is so ORDERED this the 22nd day of April, 2008.

Judge or Chancellor

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CERTIFICATE OF SERVICE

I hereby certify that I have mailed a true and exact copy of the foregoing document by U. S. Mail, First Class, Postage Prepaid to Derrick James, Defendant/Husband, 5503 Cedar Ash Crossing, Antioch, Tennessee 37013, on this the 9/12 day of April, 2010.

Kamie L. Hefner

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RICHARD R. ROOKER, CLERK RICHARD R. ROOKER, CLERK

State of Tennessee - Child Support Worksheet

Part I. Identification

Indicate the status of each parent or caretaker by placing an "X" in the appropriate column		PRP	ARP	SPLIT
Name of Mother:	Stephanie James	X		
Name of Father:	Derrick James		X	
Name of non-parent Caretaker:				
TCSES case #:			D.C.	D.C.
Docket #:	09D2242			
Court name:	8th Circuit			

Name(s) of Child(ren)	Date of Birth	Days with Mother	Days with Father	Days with Caretaker
Hailey	12-1-05	280	85	

Part II. Adjusted Gross Income

Use Credit Worksheet to calculate line items 1d - 1e

			Mother / Column A	Father / Column B	Nonparent Caretaker \ Column C
1	Monthly Gross Income		$ 3583.33	$ 3132.41	
1a		Federal Benefit for child	+ 0.00	+ 0.00	
1b		Self-employment tax paid	0.00	0.00	
1c		Subtotal	$ 3583.33	$ 3132.41	
1d		Credit for in-home children	0.00	0.00	
1e		Credit for not-in-home children	0.00	0.00	
2	Adjusted Gross Income (AGI)		$ 3583.33	$ 3132.41	
2a	Combined Adjusted Gross Income	$ 6715.74			
3	Percentage Share of Income (PI)		53 %	47 %	

Part III. Parents' Share of BCSO

		Mother / Column A	Father / Column B	Nonparent Caretaker \ Column C
4	BCSO allotted to primary parent's household	$ 945.00	$ 0.00	$ 0.00
4a	Share of BCSO owed to primary parent	$ 0.00	$ 444.15	
5	Each parent's average parenting time	N/A	N/A	
6	Parenting time adjustment	$ N/A	$ N/A	
7	Adjusted BCSO	$ 0.00	$ 444.15	

HS-2968

Part IV. Additional Expenses

	Mother / Column A	Father / Column B	Nonparent Caretaker / Column C
8a Children's portion of health insurance premium	$ 95.00	$ 0.00	$ 0.00
8b Recurring uninsured medical expenses	$ 0.00	$ 0.00	$ 0.00
8c Work-related childcare	$ 532.00	$ 0.00	$ 0.00
9 Total additional expenses	$ 627.00	$ 0.00	$ 0.00
10 Share of additional expenses owed	$ 0.00	$ 294.69	
11 Adjusted Support Obligation (ASO)	$ 0.00	$ 738.84	

Part V. Presumptive Child Support Order

	OBLIGATION	
12 Presumptive Child Support Order (PCSO)	$ 0.00	$ 739.00

* Enter the difference between the greater and smaller numbers from Line 11 except in non-parent caretaker situations.

Low Income? N (N=15% Y=7.5%)

Current Order Flat %? N (N/Y)

Modification of Current Child Support Order

13a Current child support order amount for the payor parent	$ 0.00	$ 0.00
13b Amount required for significant variance to exist	$ 0.00	$ 0.00
13c Actual variance between current and presumptive child support orders	$ 0.00	$ 0.00

Part VI. Deviations and FCSO

Deviations must be substantiated by written findings in the Child Support Order

14 Deviations (Specify):	$ 0.00	$ 0.00
15 Final Child Support Order (FCSO)	$ 0.00	$ 739.00
16 FCSO adjusted for Federal benefit, Line 1a, Obligor's column	$ 0.00	$ 739.00

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FILED
2010 APR 13 AM 8:10
RICHARD R. ROOKER, CLERK
D.C.

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

STEPHANIE M. JAMES,	)	
	)	
Plaintiff/Wife,	)	
	)	
vs.	)	No. 09D-2242
	)	
DERRICK M. JAMES,	)	
	)	
Defendant/Husband.	)	

AFFIDAVIT

THE STATE OF TENNESSEE)
COUNTY OF WILLIAMSON)

BEFORE ME, the undersigned, a Notary Public, on this day personally appeared KAMIE L. HEFNER, who being first duly sworn according to law, on oath states:

My name is Kamie L. Hefner. I am the attorney of record for the Wife, STEPHANIE M. JAMES.

In this capacity, as attorney for the Wife, I worked a total of 17.2 hours at the rate of $250.00 per hour. My fees are $4300.00 and the process server fees are $50.00 for a total of $4350.00.

The following is an itemized statement of all work performed in this matter:

Date		Hours
7-28-09:	Office consult w/ Stephanie; Prepared Complaint for Divorce; Statistical Information;	1.5
8-9-09:	Prepared Marital Dissolution Agreement, Parenting Plan, & Child Support Worksheet;	2.5
10-23-09:	Prepared additional child support worksheets;	.2
10-26-09:	Phone consult w/ Stephanie;	.2
11-2-09:	Prepared Amended Complaint for Divorce; Office consult w/ Stephanie to review and notarize;	.8
11-12-09:	Phone consult w/ process server, Terry Jackson;	.1
11-16-09:	Prepared and filed Motion for Support; Faxed income & expense statement to Stephanie; Phone consult w/ Stephanie re: 12-18-09 Court date;	.5

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12-17-09:	Office consult w/Stephanie (1.2); Prepared for hearing (1.0);	2.2
12-18-09:	In Court Representation: Motion for Support (8:45 A.M. – 10:45 A.M.);	2.0
12-22-09:	Prepared Order for 12-18-09 hearing;	.4
1-26-10:	Phone consult w/ Stephanie;	.2
2-2-10:	Prepared and filed Motion for Default;	.3
2-12-10:	In Court Representation: Motion for Default;	.7
2-15-10:	Prepared Order for Default;	.2
3-10-10:	Prepared and filed Notice of Insurance Coverage;	.2
3-15-10:	Phone consult w/ 8th Circuit Court for Court date; Phone consult w/ Stephanie;	.4
3-16-10:	Prepared and filed proposed Parenting Plan;	.3
4-1-10:	Office consult w/ Stephanie; Prepare for hearing;	2.0
4-5-10:	Attend final hearing (met client and witnesses at 8:30 A.M.);	1.5
4-10:	Prepare Final Decree, Affidavit, Certificate of Divorce.	1.0
Total Hours:		17.2

KAMIE L. HEFNER, Affiant

THE STATE OF TENNESSEE)

COUNTY OF WILLIAMSON)

SWORN TO AND SUBSCRIBED BEFORE ME this 9th day of April, 2010.

NOTARY PUBLIC

KRISTA M. HEFNER STATE OF TENNESSEE NOTARY PUBLIC WILLIAMSON COUNTY

My Commission Expires:
7-21-13

CERTIFICATE OF SERVICE

I hereby certify that I have mailed a true and exact copy of the foregoing document by U. S. Mail, First Class, Postage Prepaid to Derrick James, Defendant/Husband, 5503 Cedar Ash Crossing, Antioch, Tennessee 37013, on this the 12 day of April, 2010.

Kamie L. Hefner

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 22 day of APRIL , 2010 , in the Case Number 09D2242 between JAMES, STEPHANIE M. Plaintiff, and JAMES, DERRICK M. 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 16 day of JUNE in the year two thousand ten and in the 233rd year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

