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

FILED
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RICHARD R. ROOKER, CLERK
D.C.

TINA S. BAGGETT, Plaintiff/Wife,	)	
v.	)	**NO. 12D-2146**
WILLIAM B. BAGGETT, SR., Defendant/Husband.	)	

FINAL DECREE OF DIVORCE

THIS CAUSE came on to be heard before the Honorable Phillip Robinson, Judge, holding Court for the Third Circuit Court for Davidson County, Tennessee on the 10th day of October, 2012, upon the Complaint for Divorce filed by Wife on July 11, 2012 of which Husband was served via hand delivery on July 18, 2012; Husband failed to answer the Complaint for Divorce and a default judgment was entered against him on September 14, 2012. The Court finds, based upon the undisputed testimony of Wife and the witnesses and the entire record as a whole, that the following shall be the Order of this Court:

It is therefore **ORDERED, ADJUDGED and DECREED** that the Wife, **TINA S. BAGGETT**, shall be granted an absolute divorce on the grounds of inappropriate marital conduct upon the Court's finding that Husband has been involved in multiple extramarital affairs and failed to provide support throughout the marriage and both parties shall and hereby are restored to all rights and privileges of unmarried persons.

It is further **ORDERED, ADJUDGED and DECREED** that the real property located at 115 Rose Street, Nashville, Tennessee 37210 shall be awarded to Wife and Wife shall be responsible for all indebtedness and hold Husband harmless for same. Wife shall claim the mortgage interest and taxes on the property for 2012 and thereafter. Any interest of William B.

BILL GARRETT, Davidson County
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Baggett, Sr. in the above-described real property is hereby vested out of him and all right, title and interest in and to said real property is hereby fully vested in Tina S. Baggett. The real property is more fully described as follows:

A certain tract or parcel of land in Davidson County, Tennessee to wit:

Land in Davidson County, Tennessee, being Lot No. 46 on the Map of the Subdivision of Lot's No. 7, 8, 9, and 10, etc. of Cumberland Nurseries, of record in Book 332, page 36, Register's Office for Davidson County, Tennessee.

Said Lot No. 46 fronts 50 feet on the southerly side of Rose Street and runs back between parallel lines 150 feet to an alley.

Being the same property conveyed to William B. Baggett, Sr. and wife, Tina Baggett, by Warranty Deed from John Woodard York and Redell Bryant York and Ralph Dobins York, as tenants in common, of record in Book 9665, page 427, said Register's Office.

It is further **ORDERED, ADJUDGED and DECREED** that Wife shall be awarded the 1994 Cadillac Deville which is titled is Wife's sole name and she shall be solely responsible for the indebtedness thereon holding Husband harmless for same. All right, title and interest of Husband in and to said vehicle shall be and hereby is divested out of him and vested absolutely in Wife.

It is further **ORDERED, ADJUDGED and DECREED** that Husband shall be solely responsible for the following marital debts, holding Wife harmless for same.

(a) Comcast debt in the amount of $311.50.

Except as otherwise provided herein, Husband agrees that he shall be solely and separately responsible for paying all debts heretofore contracted for or incurred by him and further he shall hold Wife harmless from any liability for such debts. Except as otherwise provided herein, Wife shall be solely and separately responsible for paying all debts heretofore

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contracted for or incurred by her and shall hold Husband harmless from any liability for such debts. Additionally, neither party shall contract any indebtedness on the credit of the other from the date of this hearing.

It is further **ORDERED, ADJUDGED and DECREED** that Wife shall be awarded one-half (1/2) of the marital portion of any of Husband's retirement accounts including, but not limited to 401(K) or deferred compensation plan and same shall be effectuated through entry of a Qualified Domestic Relations Order (QDRO), if necessary. The Court shall retain jurisdiction to effectuate any transfers through the entry of a QDRO.

It is further **ORDERED, ADJUDGED and DECREED** that each party will receive their respective bank accounts free and clear of any claim by the other party and all joint accounts will be closed upon entry of the Final Decree with Wife receiving all sums on deposit and each party being equally responsible for any balance owing on said account(s). All right, title, and interest of either party in and to any account or account balance awarded to the other party and shall be, and are hereby, divested out of that party and vested absolutely in the other party.

It is further **ORDERED, ADJUDGED and DECREED** that the parties will file 2012 separately. Each party shall assume sole and separate responsibility for paying any taxes, penalties and/or interest which may hereafter be finally determined to be due as a result of income earned and/or received by that party or losses or deduction taken with respect to that party's income during any year for which the parties file, or have filed, joint income tax returns. Further, each party shall hold the other party harmless from any liability for such incomes taxes, penalties, and/or interest as may hereinafter be finally determined to be due as a result of that party's misreporting of previous income.

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It is further **ORDERED, ADJUDGED and DECREED** that Wife shall retain all items of personal property located at the marital home or currently in her possession free and clear of any claim by Husband.

It is further **ORDERED, ADJUDGED and DECREED** that Husband shall pay Wife $500.00 per month as alimony *in futuro* beginning November 1, 2012 and continuing on the 1st day of each month thereafter to terminate upon Wife's death or Husband's death.

It is further **ORDERED, ADJUDGED and DECREED** that Notice pursuant to T.C.A. § 36-4-134: This decree does not necessarily affect the ability of a creditor to proceed against a party or a party's property, even though the party is not responsible under the terms of this decree for an account, any debt associated with an account or any debt. It may be in a party's best interest to cancel, close or freeze any jointly held accounts.

In the event a creditor of either party seeks to compel the other party to pay any debt for which that party is not responsible, either by contract or pursuant to the terms herein, the party against whom such claim is made shall be entitled to recover from the other party the amount of any payment he or she makes, including interest, and any expenses incurred in defending the creditor's claim, including reasonable attorney's fees.

It is further **ORDERED, ADJUDGED and DECREED** that Husband shall be responsible for any remaining Court costs associated with this divorce proceeding.

ENTERED this 15 day of NOVEMBER, 2012

PHILLIP ROBINSON, JUDGE

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APPROVED FOR ENTRY:

JOANIE L. ABERNATHY, BPR #11382
Attorney for Wife
136 Fourth Avenue, South
Franklin, TN 37064
(615) 790-1778

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing FINAL DECREE was forwarded, via U.S. Mail, to **William Baggett**, Husband, at 3249 Lakeford Drive, Nashville, TN 37214 on this 8 day of Nov, 2012.

JOANIE L. ABERNATHY

CLKER'S CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing FINAL DECREE was forwarded, via U.S. Mail, to **Joanie L. Abernathy** and to **William Baggett**, Husband, at the above listed addrsses on this _____ day of _____, 2012.

CLERK

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 THIRD Circuit Court for Davidson County, Tennessee, on the 15 day of NOVEMBER , 2012 , in the Case Number 12D2146 between BAGGETT, TINA S Plaintiff, and BAGGETT, SR, WILLIAM B 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 29 day of JANUARY in the year two thousand thirteen and in the 236th year of American Independence.

RICHARD R. ROOKER, Clerk,

By _____ Deputy Clerk

SEAL

