IN THE THIRD CIRCUIT COURT FOR DAVIDSON COUNTY, TENNESSE

BRITTANY LEIGH WILLIS,
Plaintiff/Wife

v.

MARC JOSEPH FRYE,
Defendant/Husband

2018 DEC 14 PM 2:07

Docket No. 18D396

RICHARD R. ROOKER, CLERK

D.C.

ORDER

This matter was before Judge Phillip Robinson of the Third Circuit Court for Davidson County, Tennessee on December 14, 2018, pursuant to the Plaintiff/Wife, BRITTANY LEIGH WILLIS (the "Wife's"), Verified Motion for Emergency *Ex Parte* Order Divesting the Husband of All Right, Title, and Interest in the Marital Residence. The Court finds that the Defendant/Husband, MARC JOSEPH FRYE (the "Husband"), was notified of the hearing but did not appear. Counsel for the Husband, attorney Max Fagan, was contacted by telephone to participate in the hearing due to the time-sensitive nature of this matter. Upon argument of counsel the Court finds that counsel for the Husband cannot agree to the order and without further consultation with his client is compelled to oppose same. Upon statement of counsel and the entire record the Court finds as follows:

It is proper for the Court to proceed based on to the threat of immediate irreparable harm alleged in the Wife's Motion. Based upon the evidence presented and the entire record in this action, the Court finds that the Wife will suffer irreparable harm if an Order is not immediately entered divesting the Husband of all right, title, and interest in the marital residence, so as to allow the Wife to proceed, without further cooperation of the Husband, with the closing of a Court-Ordered sale of the marital residence, scheduled to take place on December 14, 2018 through Rudy Title and Escrow.

Karen Y Johnson Davidson County
Batch# 176121 ORDER
12/19/2018 03:11:13 PM 4 pgs
Fees: $22.00 Taxes: $0.00
20181219-0123478

Accordingly, it is hereby ORDERED, ADJUDGED, and DECREED that the Husband is hereby divested of all right and title to the parties' marital residence located at 842 Walnut Street, Madison, Tennessee 37115, and all right, title, and interest is hereby vested solely in the Wife to enable her to transfer clear title to the purchasers. Said property is more particularly described on the Warranty Deed for the property as "Land in Davidson County, Tennessee, being lot Nos. 23 and 24 of Block 'E' on the Revised Plan of Power and Roth's Madison Park Subdivision, of record in Plat Book 843, Page 7, in the Register's Office for Davidson County, Tennessee, to which Plan reference is hereby made for a more complete description of the Property."

It is further ORDERED that Rudy Title & Escrow shall conduct the closing on the marital residence on December 14, 2018.

It is further ORDERED that the proceeds from the sale of the marital residence shall be used to pay off all standard closing expenses, including realtors' commissions and mortgage liens, after which, pursuant to the Court's prior Orders dated October 19, 2018, December 4, 2018, and December 10, 2018, Rudy Title & escrow shall deposit all remaining funds into an interest-bearing escrow account with the Davidson County Circuit Court Clerk's Office, all pending further orders of the Court.

It is so Ordered.

Enter this 14th day of December, 2018.

HONORABLE PHILLIP ROBINSON
Third Circuit Court, Davidson County, Tennessee

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **Final Decree of Divorce** has been forwarded via U.S. Mail to the following:

Jessie Morris
202 eleventh street.
Nashville, Tn 37206

Max Fagen
315 Deadrick Street, Suite 1550
Nashville, Tn 37238

on this the 14th day of December, 2018.

Deputy 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 14 day of DECEMBER, 2018, in Docket Number 18D396 between WILLIS, BRITTANY LEIGH, Plaintiff, and FRYE, MARC JOSEPH, 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 14 day of DECEMBER in the year two thousand eighteen and in the 242nd year of American Independence.

RICHARD R. ROOKER, Clerk,

By: _____

Deputy Clerk

[SEAL]

