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RICHARD R. ROOKER, CLERK
B. Clark D.C

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

SAZON ANTONETTE CARUTHERS, Plaintiff,	)	
v.	)	Docket No. 18D561
SHAWN LAMONT CARUTHERS, Defendant,	)	

FINAL DECREE OF DIVORCE

This cause came on to be heard on the 1st day of August, 2018, before the Honorable Philip E. Smith, Judge for the Fourth Circuit Court for Nashville, Davidson County, Tennessee, upon a hearing resulting from the previous grant of Judgement of Default against the Defendant on July 20, 2018, Shawn Lamont Caruthers, upon the statements and argument of counsel, testimony of the Plaintiff/Wife, Sazon Antonette Caruthers, and her witnesses and the record as a whole the Court is of the opinion and does find the Sazon Antonette Caruthers is entitled to a divorce from her Husband, Shawn Lamont Caruthers, on the ground of inappropriate marital conduct. The parties were married on January 1, 2011. Wife filed the Complaint for Divorce on March 28, 2018, and Husband was served with the Complaint for Divorce on April 9, 2018. Husband has made threats against Wife and her children which resulted in a Restraining Order (said Restraining order has now been withdrawn) and Husband coming home at 3 or 4 a.m. all constitute inappropriate marital conduct. Said inappropriate marital conduct having been proven by the testimony of the Wife, Sazon Antonette Caruthers, and her

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witnesses, by preponderance of the evidence. The Court further finds that the parties have divided all of their personal properties, that there are no minor children.

The Court further finds that the Wife shall be awarded all title and interest in the parties' former marital residence located at 605 Shadowbrook Court, Antioch, Tennessee, 37013. That the property shall be divested from Husband and vested in Wife and Wife shall be the sole and absolute owner of said property hereafter. The Court finds that it should not require Husband to sign a Quitclaim Deed. His interest in the real property is divested from him and reinvested solely in the Wife, subject to any indebtedness and holding him harmless thereon. Wife is free to sell the property without any interference from Husband and keep all proceeds from the sale of the property after all delinquent bills related to the house have been paid.

The Court further finds that Wife shall be awarded a judgement in the amount of $1,784.36 for all past due bills related to the marital residence. The $1,784.36 shall be taken out of the proceeds from the sale of the marital residence.

The Court finds that Wife shall be awarded all the personal property in her possession free and clear from any claims of the Husband, including, but not limited to, the Dodge Challenger which she operates along with all of her financial accounts, banking accounts, 401k's in her name, and the judgement regarding her personal injury case (which is still pending) which she shall hold free and clear from any claims of her former Husband.

The Court further finds that it is appropriate to tax Husband with the court costs in this matter and to award Wife her attorney's fees in the amount of $ 2400.00 .

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Pursuant to Tennessee Code Annotated § 36-4-103(b), the sixty (60) day waiting period as required by statute has elapsed and the Court finds that the Plaintiff/Wife has suffered inappropriate marital conduct and should be granted a divorce on that basis.

Pursuant to § 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 the Decree for an account, any debt associated with an account or any debt. It is in the party's best interest to cancel, close or freeze any jointly held accounts. It is, therefore,

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREE AS FOLLOWS:

1. That the Defendant/Husband, Shawn Lamont Caruthers, is guilty of inappropriate marital conduct and that the Wife, Sazon Antonette Caruthers, is entitled to a divorce on these grounds from her former Husband and restored to all the rights and privileges of an unmarried person.

2. That the Wife, Sazon Antonette Caruthers, is hereby awarded the real property located at 605 Shadowbrook Court, Antioch, Tennessee, 37013.

Land in Davidson County, Tennesse, being Lot 50, PHASE 3, TREEHAVEN, as shown on plat of record in Instrument No. 20040913-0110149, in the Register's Office, Davidson County, Tennessee, to which plat reference is hereby made for a more particular description of said property.

Being the same property conveyed to Sazon Caruthers and Shawn Caruthers by Warranty Deed from Lena Nasonovskaya, an unmarried woman, recorded on the 16th day of October, 2015, in Instrument 20151016-0105447_, in the Register's Office of Davidson County, Tennessee.

Free and clear from any claims of Husband. Any interest the Husband has therein is hereby divested from him and reinvested solely in the Wife,

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subject to any indebtedness and holding the Husband harmless thereon.

3. That each party shall retain the personal property in their current possession free and clear from the claims of the other party.

4. That each party shall retains the vehicles which they currently own and possess free and clear from the claims of the other party but that they shall indemnify and hold the other party harmless from any indebtedness related to said automobile.

5. Wife shall retain all the personal property in her possession free and clear from any claims of the Husband, including, but not limited to, the Dodge Challenger which she operates along with all of her financial accounts, banking accounts, 401k's in her name, and the judgement regarding her personal injury case (which is still pending) which she shall hold free and clear from any claims of her former Husband.

6. That Wife is awarded a judgement against the Husband for attorney's fees in the amount of $ 2400.00.

7. That each party shall be responsible for all debts in his or her sole and separate name and hold the other party harmless.

8. The costs of this cause are to be taxed to the Husband, Shawn Lamont Caruthers, for all of which execution may issue if not sooner paid.

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ENTERED THIS 20th DAY OF September, 2018.

Judge Philip Smith

Approved for entry by:

Kara S. Reese, #036169
Attorney for Plaintiff
214 2nd Avenue North, Ste. 103
Nashville, TN 37201
615-256-2602
kara@karareeselaw.com

CERTIFICATE OF SERVICE

I do hereby certify on the 11 day of September, 2018, that a true and correct copy of the foregoing document was sent via United States Postal Service, first class, postage prepaid to the following:

Shawn Lamont Caruthers
Country Delite Farms
1401 Church Street
Nashville, TN 37203

Kara S. Reese

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CERTIFICATE OF SERVICE

I hereby certify a copy of this Final Decree has been mailed to Kara S. Reese, Attorney for Plaintiff, 214 Second Avenue North, Suite 103, Nashville, TN 37201; and to Shawn Lamont Caruthers, Country Delite Farms, 1401 Church Street, Nashville, TN 37203.

Brenda Parks
Clerk, Fourth Circuit Court

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 20 day of SEPTEMBER, 2018, in Docket Number 18D561 between CARUTHERS, SAZON ANTONETTE, Plaintiff, and CARUTHERS, SHAWN LAMONT, 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 07 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]



Certificate of Authenticity

I, ASHLEE D PAGE, do hereby make oath that I am a licensed attorney and/or the custodian of the electronic version of the attached document tendered for registration herewith and that this is a true and correct copy of the original document executed and authenticated according to law.

Ashlee D Page

Signature

State of Tennessee

County of Davidson

Personally appeared before me, Venikkia Cunningham, a notary public for this county and state, Ashlee D. Page, who acknowledges that this certification of an electronic document is true and correct and whose signature I have witnessed.

Notary's Signature

My Commission Expires: 9/25/19

VENIKKIA CUNNINGHAM
STATE OF TENNESSEE
NOTARY PUBLIC
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SUMNER COUNTY