

IN THE CHANCERY COURT FOR PUTNAM COUNTY, TENNESSEE

AT COOKEVILLE

PATRICIA MARENE COOMER, )  
 )  
Plaintiff, )  
 )  
VS. )  
 )  
LEWIS FAY COOMER, )  
 )  
Defendant. )

NO. 92-443

FILED 8-10 1992  
11:58 AM  
P. Crank, D.C.

COMPLAINT FOR ABSOLUTE DIVORCE

THE PLAINTIFF WOULD RESPECTFULLY SHOW TO THE COURT:

PLAINTIFF:

1. Name and Race: Patricia Marene Coomer-Caucasian
2. Residence: 249 South Elm Avenue  
Cookeville, TN 38501
3. Date and Place of Birth: 06/26/42 - Culman, Alabama
4. Employed: City of Cookeville
5. Prior Marriage: N/A
6. Member of Armed Services: N/A

DEFENDANT

1. Name and Race: Lewis Fay Coomer-Caucasian
2. Residence: 249 South Elm Avenue  
Cookeville, TN 38501
3. Date and Place of Birth: 05/05/39 - Jackson Co., TN
4. Employed: Circuit Court Clerk for  
Putnam County, Tennessee
5. Prior Marriage: N/A
6. Member of Armed Services: N/A

DATE AND PLACE OF MARRIAGE: July 2, 1960 - Algood, Tennessee

NUMBER OF CHILDREN BORN OF THIS MARRIAGE: All children are  
adults

DATE AND PLACE OF SEPARATION: Sept. 29, 1991 - Putnam Co., TN

GROUNDS:

1. Adultery
2. Inappropriate Marital Conduct
3. Cruel and Inhuman Treatment

II

That Defendant is guilty of adultery as per Tennessee Code Annotated, §36-4-101(3).

That the Defendant is guilty of such cruel and inhuman treatment or conduct toward the Plaintiff as renders cohabitation unsafe and improper per Tennessee Code Annotated, §36-4-102(1).

That there are irreconcilable differences existing between the parties herein as per Tennessee Code Annotated, §36-4-101(11).

III

There have been two (2) children born of this marriage, however, both children are now adults.

IV

Plaintiff avers that she is destitute, and is without the funds for the maintenance and support of herself and her minor children, or to enable her to defray the expenses of this action, including a reasonable fee to her solicitor.

During the married life of these parties they have acquired certain property rights and interest, which will be set out at the final hearing of this matter.

Plaintiff avers that there should be an equitable and equal distribution of the parties property rights and interests.

V

That the Defendant has refused to vacate the former matrimonial home of the parties where Plaintiff is residing, and that Plaintiff is unable to obtain other appropriate living quarters for herself, and that it is utterly impossible to continue to reside there along with the Defendant. The Plaintiff, therefore, asks that a mandatory injunction issue, and be served upon the Defendant, absolutely requiring that he forthwith and immediately vacate the matrimonial home of the parties at 249 South Elm Avenue, Cookeville, Tennessee.

VII


PREMISES CONSIDERED, PLAINTIFF PRAYS:

1. That proper process issue to compel the Defendant to appear and answer this complaint.
2. That at the hearing the bonds of matrimony subsisting between the parties be forever freed from the obligations thereof, be restored to all the rights and privileges of unmarried persons, that the Plaintiff be granted an absolute divorce from the said Defendant.
3. That all allowances, both pendente lite and final, be made to the Plaintiff as alimony, support, suit money, attorney's fees, or any other rights to which she may be entitled.
4. That mandatory injunctive process forthwith issue, absolutely requiring that the Defendant forthwith and immediately to vacate the premises at 249 South Elm Avenue, Cookeville, Tennessee.
5. And for general relief.

THIS IS THE FIRST APPLICATION FOR EXTRAORDINARY PROCESS IN THIS CASE.

RESPECTFULLY submitted this 7th day of August, 1992.

McCLELLAN, POWERS, EHMLING & DIX, P.C

  
ARTHUR E. McCLELLAN #2590  
Attorney for Plaintiff  
116 Public Square  
Gallatin, Tennessee 37066

F I A T

TO THE CLERK:

File the foregoing Complaint, and upon filing the same, issue:

MANDATORY INJUNCTION

THIS \_\_\_\_ day of August, 1992.

\_\_\_\_\_  
JUDGE