

IN THE CHANCERY COURT FOR PUTNAM COUNTY, TENNESSEE

PATRICIA MARLENE HALL COOMER, )

Plaintiff/Counter-Defendant, )

VERSUS )

LEWIS FAY COOMER, )

Defendant/Counter-Plaintiff. )

DOCKET NUMBER: 2000-269

FILED

TIME

LINDA F. REEDER, CLERK & MASTER

BY *[Signature]*

DEPUTY CLERK & MASTER

**ANSWER AND COUNTER-COMPLAINT**

Comes now the Defendant, Lewis Fay Coomer, and for Answer to the Complaint for Divorce filed herein would state and show unto this Honorable Court as follows:

1. The Defendant would admit the allegations contained in paragraph I of the Complaint for Divorce.

2. The Defendant would admit the allegations contained in paragraph II of the Complaint for Divorce.

3. The Defendant would admit that irreconcilable differences have arisen between the parties, however he would deny that he has been guilty of inappropriate marital conduct.

4. The Defendant would deny the allegations contained in paragraph IV of the Complaint for Divorce.

5. The Defendant would deny the allegations contained in paragraph V of the Complaint for Divorce.

6. The Defendant would admit that the parties have acquired certain property during their marriage, however it is denied that the Plaintiff should be entitled to an equitable distribution of said property.

7. All other allegations of the Complaint for Divorce not hereinabove specifically admitted, controverted or denied are now denied as if specifically denied herein.

### **AFFIRMATIVE DEFENSE**

As an affirmative defense, the Defendant would request that the Complaint for Divorce be dismissed for failure to state a claim upon which relief can be granted.

### **COUNTER-COMPLAINT**

Now having answered the Complaint for Divorce, Defendant assumes the role of Counter-Plaintiff and would state unto the Court as follows:

1. The Counter-Plaintiff adopts the statistical data as contained in the Counter-Defendant's Complaint for Divorce.

2. The Counter-Plaintiff would aver that irreconcilable differences do exist which make the continuation of their marriage impossible and avers that he be allowed to avail himself of the provisions of **Tennessee Code Annotated** §36-4-101, irreconcilable differences.

3. In the alternative, the Counter-Plaintiff alleges that the Counter-Defendant has been guilty of such inappropriate marital conduct toward Counter-Plaintiff as it renders it unsafe and improper for them to cohabitant together and to entitle him to an absolute divorce from the Counter-Defendant.

4. The Counter-Plaintiff would aver that there are no minor children of this union and therefore, same is not an issue.


5. The Counter-Plaintiff would aver that the parties have accumulated various assets during this marriage and he would request that the Court hear proof and award him his separate assets as his sole and absolute property and make an equitable division of any remaining assets.

6. The Counter-Plaintiff would aver that the parties have an average amount of debts and he would request that the Court make an equitable division of said debts.

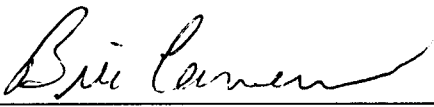
7. The Counter-Plaintiff would request that the Court order that the Counter-Defendant be solely responsible for the payment of any and all court costs and attorney fees incurred in this matter.

PREMISES CONSIDERED, COUNTER-PLAINTIFF PRAYS:

1. That he be allowed to file this Counter-Complaint and that the Counter-Defendant be required to answer same with his oath being expressly waived.
2. That at the final hearing on this cause, Counter-Plaintiff be granted an absolute divorce from the Counter-Defendant and restored to all the rights and privileges of an unmarried person.
3. That the Court award the Counter-Plaintiff his separate assets as his sole and absolute property and make an equitable division of all remaining assets.
4. That the Court order that the Counter-Defendant be solely responsible for the payment of the parties average amount of debts.
5. That the Court order that the Counter-Defendant be solely responsible for the payment of any and all attorney fees incurred in this matter.
6. That the Counter-Plaintiff be granted such other and further relief as deemed appropriate by this Court.

  
LEWIS FAY COOMER

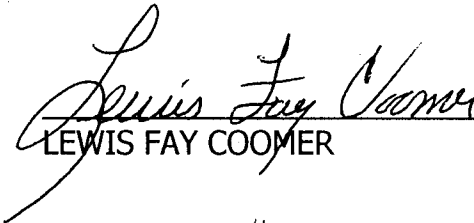
**CAMERON AND CHAFFIN**

BY:   
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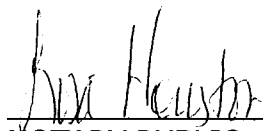
STATE OF TENNESSEE

COUNTY OF PUTNAM

After first being duly sworn according to law and under oath state the statements contained in the foregoing pleading are true and correct to the best of my information, knowledge and belief and that same were not made out of levity or collusion with the Plaintiff/Counter-Defendant but in sincerity and truth for the causes mentioned therein.

  
LEWIS FAY COOMER

Sworn to and subscribed before me this the 25<sup>th</sup> day of October, 2000.

  
NOTARY PUBLIC

My Commission Expires:

11-18-13

**CERTIFICATE OF SERVICE**

The undersigned attorney hereby certifies that all parties at interest in this cause have been served with a true and exact copy of same by placing same in the United States Mail addressed to Mr. Robert H. Green, Post Office Box 442, Knoxville, Tennessee 37901 with sufficient postage thereupon to carry same to its destination.

This the 25 day of October, 2000.

**CAMERON AND CHAFFIN**

BY:   
WILLIAM A. CAMERON