

VIRGINIA:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

CHERI SMITH,

Complainant,

v.

WESLEY C. SMITH,

Defendant.

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Chancery No. 53360

MOTION FOR PENDENTE LITE RELIEF

COMES NOW the Defendant, Wesley C. Smith ("the Defendant"), by counsel, and moves this Court pursuant to Va. Code Ann. § 20-103, for entry of an Order granting him *pendente lite* relief as requested in his Bill of Complaint, previous Motions filed herein, and for such further relief as follows:

1. A divorce *a mensa et thoro* on grounds of desertion and/or constructive desertion, with leave to merge into a Decree of Divorce *a vinculo matrimonii* at the end of one year from the date of said desertion and constructive desertion;
2. Exclusive use and possession of the marital home;
3. Spousal support from the Complainant;
4. An order enjoining and restraining the Complainant from physically or verbally assaulting, interfering with, molesting, annoying or in any manner threatening the Defendant;
5. An order requiring the Complainant to preserve the marital property and assets of the parties pending an equitable distribution hearing;
6. An order requiring the Complainant preserve the estate of both parties, so that it be forthcoming to meet any decree which may be made in this matter;

