

Adultery bar

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 Husband"), pro se, and moves this Court pursuant to Va. Code Ann. § 20-103, for entry of an Order granting him *pendente lite* relief as requested below:

1. The Plaintiff has taken repeated actions to remove the Defendant from the child's life and to end or impair his relationship to him. These actions have included: (1) filing a protective order without just cause, depriving the child of contact with his father for 10 days; (2) taking the child and preventing access to him after the preliminary protective order was dismissed; (3) refusing to allow visitation between the child and father and insisting on supervised visitation; (4) removing the child from his fathers care and placing him in an unlicensed home daycare; (5) calling the police when the child chose to spend time with his father. (6) refusing the child's request to spend time with his father for such things as walking the dog even when the Plaintiff and Defendant were still living together.

2. In May of 2002, the same month Mr. Bakhir's divorce became final the Plaintiff stated that she would divorce the Defendant due to false allegations of adultery.

3. Both the Plaintiff and Mr. Bakhir have asserted their 5th amendment rights and have refused to answer questions not only about their sexual misconduct but also as to the contact between

