

VIRGINIA:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

CHERI SMITH,)	
Plaintiff,)	
)	
v.)	Chancery No. 53360
)	
WESLEY C. SMITH,)	
Defendant)	

#57 – DEFENDANT’S PROPOSED DISTRIBUTION OF MARITAL PROPERTY

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Based on Social Security Statements from 1989-2001 (last year Plaintiff provided Social Security Statement) The Plaintiff earned \$ 149,745 and the Defendant earned \$579,364 for a total of \$729,109. The Plaintiff earned 21% of the Marital Income and the Defendant earned 79% of the Marital Income. During that time the Plaintiff, finished her BS, worked part-time, earned a MBA instead of being a housewife or stay at home mother. The Plaintiff also made significant negative contributions by not getting appropriate treatment for her “uncontrollable rage” and by having an affair with a co-worker, then starting a wasteful court battle. The Plaintiff was also responsible for selling the parties’ home for \$385,000 or \$205,000 LESS than its current value, instead of being willing to refinance it as the Defendant desired.

The Defendant requests the following:

1. That the following joint debts be paid from the \$130,000 in the escrow account, which is all claimed joint debts on revised worksheet with the exception of Plaintiffs student loan. (if actual current debts not “reimbursement”)

a. First USA/Bank One	\$4,068
b. Wachovia Bank	\$4,156
c. First Union	\$9,979
d. Capitol One	\$1,206
e. Chase/Xprize	\$11,328

Total	\$30,737

2. The remaining \$99,000 to be divided according to the financial earnings contributed during the marriage as documented by social security statements. 21% or \$20,790 to the Plaintiff and 79% or \$78,210 to the Defendant.

**Respectfully Submitted,
Wesley C. Smith**

Wesley C. Smith, Defendant
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