

VIRGINIA:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

**CHERI SMITH,
Plaintiff**

v.

**WESLEY C. SMITH,
Defendant**

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Chancery No. 53360

#81 - MOTION TO DISMISS

A pdf copy of this motion is available at: http://www.liamsdad.org/court/pw_circuit

COMES NOW the Defendant, Wesley C. Smith, and makes the following Motion to dismiss the case due to lack of Jurisdiction and to vacate or recognize as void all orders in this case:

1. The Court never acquired Subject Matter Jurisdiction
2. The Court would have lost jurisdiction due to the gross misconduct of the Judges.
3. The Court also did not have jurisdiction to issue the “Final Divorce Decree” on grounds of one-year separation as it states the parties were separated only 6 months prior to filing for divorce.
4. The specifics of these claims have been clearly spelled out in multiple motions I’m not going to waste paper to repeat them again. The Judge should review the previous motions including but not limited to: #79 - OBJECTIONS, #70 - OBJECTIONS TO FINAL DECREE & MOTION TO RECONSIDER/VACATE, #69 – PARTIAL OBJECTIONS TO RULING

**Respectfully Submitted,
Wesley C. Smith**

Wesley C. Smith, Defendant
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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing was sent to Loretta Vardy and Ronald Fahy, on May 25th 2007.

Wesley C. Smith