

VIRGINIA:

In the Court of Appeals of Virginia on Tuesday the 4th day of October, 2005.

Wesley C. Smith,

Appellant,

against

Record No. 0916-05-4
Circuit Court No. CH53360
(Appeal of the January 18, 2005 order)

Cheri Smith,

Appellee.

Upon a Petition for Rehearing

On consideration of the petition of the appellant to set aside the judgment rendered herein on the 5th day of July, 2005 and grant a rehearing thereof, the said petition is denied.

A Copy,

Teste:

Cynthia L. McCoy, Clerk

By: *original order signed by a deputy clerk of the
Court of Appeals of Virginia at the direction
of the Court*

Deputy Clerk