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# 2010CI - 19391

IN THE MATTER OF THE MARRIAGE OF

W.P. AND E.P. IN THE DISTRICT COURT

BEX & COUNTY TEXAS

## ORIGINAL PETITION FOR DIVORCE

1. Discovery Level

Discovery in this case is intended to be conducted under level 2 of rule 190 of the Texas Rules of Civil Procedure.

2. Objection to Assignment of Case to Associate Judge

Petitioner objects to the assignment of this matter to an associate judge for a trial on the merits or presiding at a jury trial.

3. Parties

This suit is brought by W.P., Petitioner.

E.P. is Respondent.

4. Jurisdiction

Petitioner has been a domiciliary of Texas for the preceding six-month period and a resident of this county for the preceding ninety-day period. Respondent has been a domiciliary of Texas for the preceding six month period and a resident of this County for the preceding ninety-day period. Until very recently, Petitioner and Respondent shared a residence in Texas, and Texas is the last state in which marital residence between Petitioner and Respondent occurred. This suit is filed before the second anniversary of the date on which marital residence ended.

5. Service :

Process should be served on Respondent at the address provided to the process server.

6. Protective Order Statement

No protective order under title 4 of the Texas Family Code is in effect, and no application for a protective order is pending with regard to the parties to this suit.

# 7. Separation

The parties have ceased to live together as husband and wife.

# 8. Grounds for Divorce

The marriage has become insupportable because of discord or conflict of personalities between Petitioner and Respondent that destroys the legitimate ends of the marriage relationship and prevents any reasonable expectation of reconciliation.

# 9. Children of the Marriage

There is no child born or adopted of this marriage, and none is expected.

### 10. Division of Community Property

Petitioner believes Petitioner and Respondent will enter into an agreement for the division of their estate. If such an agreement is made, Petitioner requests the Court to approve the agreement and divide their estate in a manner consistent with the agreement. If such an agreement is not made, Petitioner requests the Court to divide their estate in a manner that the Court deems just and right, as provided by law.

# 11. Separate Property

Petitioner owns certain separate property that is not part of the community estate of the parties, and Petitioner requests the Court to confirm that separate property as Petitioner's separate property and estate.

#### 12. Prayer

Petitioner prays that citation and notice issue as required by law and that the Court grant a divorce and all other relief requested in this petition.

Petitioner prays for general relief.

Respectfully submitted,

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