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Jun 12 2023

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA)
COUNTY OF CHARLESTON)

IN THE FAMILY COURT OF THE
NINTH JUDICIAL CIRCUIT
CASE NO.: 03-DR-10-3935

FILED

JUN 30 2004

JULIE J. ARMSTRONG
CLERK, FAMILY COURT

CYNTHIA ELAINE HOLMES,)
Plaintiff,)

-vs-

DECREE OF DIVORCE

JAMES KEVIN HOLMES,)
Defendant.)

Trial Judge: F.P. Segars- Andrews
Court Reporter: Sharon D. Jones
Plaintiff Attorney: Cynthia Elaine Holmes, pro se
Defendant's Attorney: J. Kevin Holmes, pro se
Date of Hearing: January 30, 2004

2004 JKH (e)
1-30-04

This matter came to be heard before me at Charleston, South Carolina on January 30, 2004. Both parties were present at the hearing. Neither party was represented by legal counsel. The purpose of the hearing was to obtain divorce and preserve all other issues pending mediation or subsequent hearings on the merits.

The Court inquired of both parties whether there was any chance of a reconciliation of the marriage. Both parties responded that no reconciliation was possible.

Based upon the testimony of the Plaintiff and Cassandra Alberesius and the documentary evidence admitted into evidence without objection, the Court makes the following findings of fact:

FIRST: The Plaintiff and Defendant are residents of the County of Charleston, State of South Carolina and have been for more than one (1) year prior to the commencement

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of this action.

SECOND: The Plaintiff and Defendant last resided together as husband and wife in the County of Charleston, State of South Carolina.

THIRD: The Plaintiff and Defendant were lawfully married on September 4, 1978, in the State of Georgia and of this marriage three (3) children have been born:

FOURTH: The Defendant has committed adultery.

FIFTH: There is no fraud or collusion between the parties in the bringing of this action.

Based upon the foregoing findings of fact, the Court concludes:

FIRST: This Court has jurisdiction of the parties and subject matter of this action.

SECOND: More than 90 days have elapsed since the filing of the Complaint.

THIRD: The Plaintiff is entitled to a divorce on the statutory grounds of adultery.

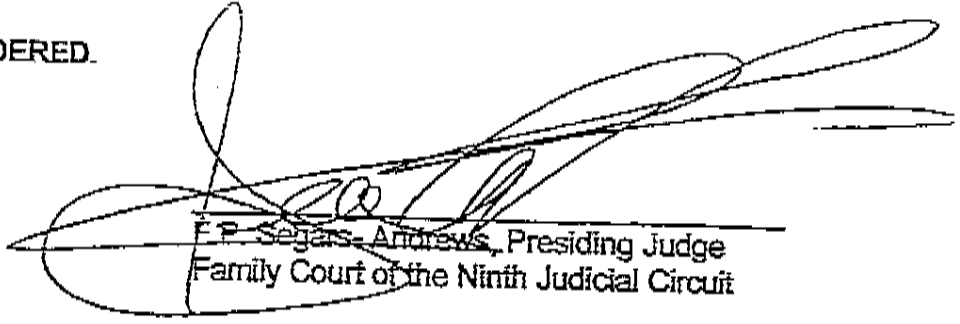
IT IS HEREBY ORDERED that the Plaintiff is hereby granted a divorce, a *vinculo matrimonii*, on the statutory grounds of adultery; and

IT IS HEREBY ORDERED that all other issues including, but not limited to, temporary and permanent custody, child support, alimony, and the equitable division of marital property and retirement accounts are reserved and preserved pending discovery, mediation, and further Court hearings, if necessary; and

IT IS HEREBY ORDERED that the parties may engage in discovery under the Rules of Civil Procedure including interrogatories, requests for production, requests for

admissions, depositions and subpoenas.

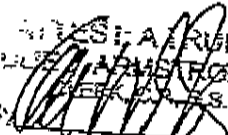
AND IT IS SO ORDERED.



F.P. Segars-Andrews, Presiding Judge
Family Court of the Ninth Judicial Circuit

Charleston, South Carolina

30 day of January, 2004.



LOUISE ARMSTRONG (SEAL)
CLERK OF COURT S. & FC
DEPUTY CLERK