V I R G I N I A:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

WHITBECK & ASSOCIATES, P.C.,	)	
	)	
Plaintiff,	)	**Case No. CL71003**
	)	
v.	)	
	)	
WESLEY C. SMITH,	)	
	)	
and	)	
	)	
CHERI SMITH,	)	
	)	
Defendants.	)	

MOTION

COMES NOW the Plaintiff, Whitbeck & Associates, P.C., by counsel, and requests this Honorable Court enter an Order granting it leave to deposit funds pursuant to its Complaint of Interpleader, and states as follows:

1. The Plaintiff, Whitbeck & Associates, P.C. ("the Firm") is a Virginia Professional Corporation, in good standing, organized in and licensed to conduct business in the Commonwealth of Virginia.

2. The Defendants, Wesley C. Smith and Cheri Smith ("the Defendants") are natural persons who reside in the Commonwealth of Virginia.

3. The Firm has filed a Complaint of Interpleader with regard to funds it currently maintains, which are the property of the Defendants.

4. Because the Circuit Court Clerk's Office refused to deposit the funds referenced in the Complaint, the Firm must seek leave from this Court for such a deposit.