

VIRGINIA:

IN THE CIRCUIT COURT FOR THE COUNTY OF PRINCE WILLIAM

CHERI SMITH
Plaintiff

v.

WESLEY C. SMITH
Defendant

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Chancery No. 53360

PENDENTE LITE ORDER

THIS MATTER came for hearing on March 3, 2004, upon the Defendant's Motion To Amend his Cross-Bill of Complaint, Motion To Appoint a Guardian *Ad Litem* for the parties' minor child and his Rule to Show Cause as well as Plaintiff's Motion to Quash Defendant's Subpoena *Duces Tecum*

UPON CONSIDERATION thereof, the evidence, pleadings and documents filed herein as well as the testimony of witnesses and the argument of counsel it is hereby **ORDERED, ADJUDGED AND DECREED** as follows:

1. The Defendant's Motion to Amend his Cross-Bill of Complaint is granted.
2. The Defendant's Motion to Appoint a Guardian *Ad Litem* for the Parties' minor child is granted.
3. The Court appoints Ronald Fahy as the Guardian *Ad Litem*.
4. The Defendant shall pay for the Guardian *Ad Litem*.
5. The Defendant's Rule to Show Cause is dismissed.
6. The Plaintiff is not found in contempt of Court.
7. As clarification of the language contained in the *Pendente Lite* Order entered by this Court on October 2, 2003, the language contained in Paragraph 3, Sub-paragraph 13 B. i., concerning the educational information which must be provided to the Defendant by the Plaintiff. The Plaintiff must supply:

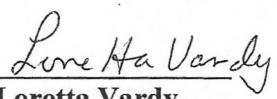
BK 0254 PG 1282

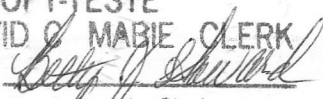
1. copies of report cards; 2. copies of interim reports; 3. copies of newsletters; 4. notice of IEP meeting notices; 5. notice of Special Events.
8. As clarification of the language contained in the *Pendente Lite* Order entered by this Court on October 2, 2003, the language contained in Paragraph 3, Sub-paragraph 13 B. ii., the word "medications" refers to prescription medications.
9. The Plaintiff is ordered to comply with the pick-up and return times as set in the *Pendente Lite* Order entered by October 2, 2003.
10. The Plaintiff's Motion to Quash Defendant's Subpoena *Duces Tecum* is granted with the exception of the following: information about the Plaintiff's income, terms of employment and sick/vacation leave..

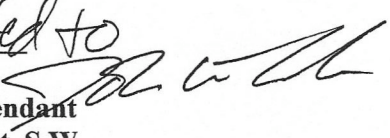
ENTERED THIS 19th Day of March 2004,


Judge

Seen and Agreed:


Loretta Vardy
Counsel for Plaintiff
12388 Silent Wolf Drive
Manassas, VA 20112
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VSb: 26225

A COPY-TESTE
DAVID O. MARIE, CLERK
BY 
Deputy Clerk

Seen and dejected to
John Whitbeck, Jr. 
Counsel for the Defendant
15-D Loudoun Street, S.W.
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Tel: 703-77-1795
VSb: 47525