

IN THE CIRCUIT COURT OF THE COUNTY OF ST. LOUIS  
STATE OF MISSOURI

In re the Marriage of:	)	
ANGELA L. PORTER,	)	
	)	
Petitioner,	)	Cause No. 18SL-DR03675
	)	
and	)	Division 8
	)	
DAVID R. PORTER,	)	
	)	
Respondent.	)	

RESPONDENT’S ANSWER AND  
COUNTER-PETITION FOR DISSOLUTION OF MARRIAGE

Answer

Comes Now Respondent, DAVID R. PORTER, and for his Answer to Petitioner’s Petition for Dissolution of Marriage, states:

1. Respondent admits the allegations contained in Paragraphs 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16 and 18 of Petitioner’s Petition for Dissolution of Marriage (“the Petition”).
2. Respondent admits that Petitioner is a resident of the county of St. Louis, Missouri and her current address is 1705 N. Woodlawn Ave., St. Louis, Missouri, but denies the remaining allegations contained in Paragraph 1 of the Petition. By way of further answer, Respondent states that Petitioner has been a resident of St. Louis County for fifty (50) years and has been a resident of the State of Missouri for fifty (50) years immediately preceding the filing of the Petition.
3. Respondent admits that he is a resident of the county of St. Louis, Missouri and that he has been a resident of the State of Missouri for fifty-eight (58) years, but denies the remaining allegations contained in Paragraph 2 of the Petition. By way of further answer, Respondent states that he is currently residing at 1751 N. Woodlawn Ave., St. Louis, Missouri 63124 and that he has

been a resident of St. Louis County for approximately thirty-three (33) years immediately preceding the filing of this Petition.

4. Respondent admits that the marriage of the parties is registered in the City of St. Louis, St. Louis, Missouri, but denies the remaining allegations contained in Paragraph 5 of the Petition. By way of further answer, Respondent states that the parties were married on March 14, 1998.

5. Respondent is without sufficient information with which to admit or deny that the Petitioner is possessed of separate property and therefore denies the same, but admits the remaining allegations contained in Paragraph 15 of the Petition.

6. Respondent admits that he is capable of contributing to the support of the minor children, but denies the remaining allegations contained in Paragraph 17 of the Petition.

7. Respondent denies each and every allegation not expressly admitted herein.

WHEREFORE, having fully answered Petitioner's Petition for Dissolution of Marriage, Respondent prays the Court to dismiss the Petition, at Petitioner's costs, and/or to deny Petitioner the relief requested therein, to hear and determine this cause of action on Respondent's Counter-Petition for Dissolution of Marriage, granting to Respondent all of the relief he requests therein, and such other and further relief as the Court deems just and proper in the circumstances.

COUNTER-PETITION FOR DISSOLUTION OF MARRIAGE

Comes Now Respondent, DAVID R. PORTER, and for his cause of action states and alleges that:

1. Petitioner is and has been a resident of St. Louis County, State of Missouri for more

than ninety (90) days immediately preceding the filing of this Counter-Petition. Petitioner's Social Security Number is xxx-xx-1544, and she is currently residing at 1705 N. Woodlawn Ave., St. Louis, Missouri 63124. Petitioner has resided in St. Louis County for approximately fifty (50) years immediately preceding the filing of this Counter-Petition. Petitioner has resided in the State of Missouri for approximately fifty (50) years immediately preceding the filing of this Counter-Petition. Petitioner is not employed.

2. Respondent is and has been a resident of St. Louis County, State of Missouri for more than ninety (90) days immediately preceding the filing of this Counter-Petition. Respondent's Social Security Number is xxx-xx-2797, and he is currently residing at 1751 N. Woodlawn Avenue, St. Louis, Missouri 63124. Respondent has resided in St. Louis County for approximately thirty-three (33) years immediately preceding the filing of this Counter-Petition. Respondent has resided in the State of Missouri for approximately fifty-eight (58) years immediately preceding the filing of this Counter-Petition. Respondent is presently self-employed.

3. Petitioner and Respondent were married on March 14, 1998 and the marriage is registered in St. Louis City, State of Missouri.

4. Petitioner and Respondent separated on or about September 19, 2017.

5. There were two (2) children born during the marriage, to wit:

MADLYN LEIGH PORTER, AGE 18, SSN: xxx-xx-5785; and

JADEN RAE PORTER, AGE 15, SSN: xxx-xx-4916.

6. The minor children are currently residing with the Petitioner and Respondent at their respective addresses.

7. During the sixty (60) days immediately preceding the filing of this Counter-Petition, the minor children resided with the Petitioner and Respondent at their respective addresses. Pursuant to RSMo Section 452.780, Respondent states the following with respect to the minor children herein:

- a. During the five (5) years preceding the filing of this Counter-Petition, the minor children have resided at 1705 N. Woodlawn Avenue, St. Louis, Missouri 63124 with Petitioner and Respondent;
- b. Respondent has not participated as a party or witness or in any other capacity, in any other proceeding concerning the custody of or visitation with the minor children;
- c. Respondent has no information about any custody proceeding concerning the minor children pending in a court of this state, or any other state;
- d. Respondent knows of no person not already a party to this proceeding that has physical custody of the minor children, or claims to have rights of legal custody or physical custody or visitation with respect to the minor children.

8. It is in the best interests of the minor children that Petitioner and Respondent be awarded joint legal custody and joint physical custody of the minor children.

9. To the best of Respondent's knowledge, information and belief, Petitioner is not now pregnant.

10. Neither party is a member of the Armed Forces of the United States on active duty.

11. There is no reasonable likelihood that the marriage of the parties can be preserved, and therefore, the marriage is irretrievably broken.

12. Both Petitioner and Respondent are able-bodied and capable of contributing to the support of the minor children.

13. Both Petitioner and Respondent are able-bodied and capable of providing for their own support, and therefore neither party is in need of an award of maintenance from the other.

14. Both Petitioner and Respondent are able-bodied and capable of paying for their own attorney's fees, and therefore neither party is in need of an award of attorney's fees from the other.

15. Respondent is possessed of non-marital property and the parties are possessed of marital property to be awarded by the Court.

16. The parties have incurred marital debt to be allocated by the Court, the exact nature and description of which is not presently known to Respondent.

17. There is currently no arrangement between the parties as to the custody and support of the minor children.

18. There is currently no arrangement between the parties as to the support of Respondent.

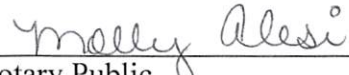
WHEREFORE, Respondent prays the Court to enter its judgment dissolving the parties' marriage; awarding Petitioner and Respondent joint legal custody and joint physical custody of the minor children; that the Court calculate a reasonable sum for the support of the minor children after consideration of all factors set out in §452.340 RSMo, retroactive to the filing of the Petition; setting aside to Respondent his separate, non-marital property; dividing the marital property and debts in an equitable manner; and for such other and further relief as the Court deems just and proper in the circumstances.

  
\_\_\_\_\_  
DAVID R. PORTER

STATE OF MISSOURI     )  
                                  )  
COUNTY OF ST. LOUIS    )     ss

DAVID R. PORTER, being first duly sworn, upon his oath, states that he is the Respondent in the above-styled cause, that he has read the foregoing Answer and Counter-Petition for Dissolution of Marriage and that the statements contained therein are true and correct according to his best knowledge, information and belief.

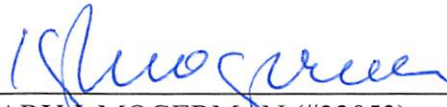
Subscribed and sworn to before me, a Notary Public, this 11<sup>th</sup> day of September, 2018.

  
\_\_\_\_\_  
Notary Public

My commission expires:



ZERMAN MOGERMAN, LLC

By:   
\_\_\_\_\_  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing was sent via the Missouri eFiling System, pursuant to Rule 103.08, this 11 day of September, 2018, to: Alisse C. Camazine, Attorney for Petitioner, [acamazine@pcblawfirm.com](mailto:acamazine@pcblawfirm.com).

  
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My Commission Expires Apr 2, 2019  
Commission # 12410002  
State of Missouri, St Louis County  
Notary Public - Notary Seal  
MOLLY ALBESI