

IN THE CIRCUIT COURT OF FORREST COUNTY, MISSISSIPPI

FILED

DAVID

PLAINTIFF

OCT 03 2014

VS.

CIVIL ACTION NO

BILLY MCGEE

Forrest Adams
FORREST COUNTY CIRCUIT CLERK

DEFENDANT

COMPLAINT

COMES NOW, David Plaintiff and files this Complaint against Billy McGee, Defendant, and in support thereof shows the following facts and matters, to-wit:

PARTIES AND JURISDICTION

1. That Plaintiff is an adult citizen of Lamar County, Mississippi.
2. That the Defendant is an adult resident citizen of Forrest County, Mississippi.

FACTS

3. That Plaintiff was the lawful wedded husband of [REDACTED] to whom she was married for approximately 14 year (s) prior to the relationship that developed between Defendant and [REDACTED]

4. That Defendant willfully, actively, wrongfully and intentionally interfered with the martial relationship of Plaintiff and his wife, thereby causing an alienation of [REDACTED] affections toward the Plaintiff; and, by reason thereof, depriving Plaintiff of the society, companionship and marital harmony to which she was entitled by virtue of their marriage.

5. That Defendant willfully, actively, wrongfully and intentionally interfered with the marriage of Plaintiff and his wife to the extent that she abandoned her marriage to Plaintiff and their children; and, Defendant unduly influenced [REDACTED] to the extent that Defendant maintained and promoted the continuance of an adulterous relationship between Defendant and his wife, said relationship having been discovered by Plaintiff on or about October 2013, when Plaintiff found Defendant and his wife in a relationship through cell phone records and through the Defendant's spouse.

6. That Defendant allowed and encouraged [REDACTED] to cohabit with him from time to time while Plaintiff and her were married; that while Plaintiff and [REDACTED] were married, Defendant regularly encouraged, promoted and demanded that [REDACTED] maintain a sexual relationship with him which interfered with any possible reconciliation of their marriage; and, that the actions of the Defendant ultimately resulted in the filing of a divorce between Plaintiff and [REDACTED]

7. That the Defendant, during the marriage of [REDACTED] dated and let it be known that she and him were conducting an illicit and immoral relationship; and, that the actions of the

Defendant were willful, malicious and intended to cause the breakdown of the marriage of and to the Plaintiff and to the extent that a divorce would occur between them, which ultimate goal of Defendant was realized by him through his said malicious and willful actions.

8. That Defendant has caused Plaintiff the loss of a wife who, inter alia, provided for Plaintiff; and that Defendant's actions in destroying their marriage has deprived Plaintiff of much of the future income his wife will earn; that the actions of Defendant have caused acute emotional and physical distress to Plaintiff and he has suffered as a direct result of the aforementioned intentional, emotional and physical distress.

9. That Defendant has interfered with Plaintiff's relationship with his wife and children by maintaining a sexual relationship with his wife, when he should and could be with his minor children.

10. That knowledge of Defendant's interference with his relationship with his wife has caused Plaintiff great emotional distress and harm; and, that said emotional distress and harm was the result of Defendant's willful and intentional acts.

11. That Defendant has endangered the financial support of his minor children by causing the dissolution of Plaintiff's marriage to [REDACTED] that Plaintiff and his minor children have suffered extreme emotional and physical distress and harm as a result of Defendant's said actions which caused the dissolution of their marital relationship; and, all of which has reduced the financial income to Plaintiff and his minor children because [REDACTED] now has two households to distribute her income between.

12. That Defendant, through sexual enticement to [REDACTED] encouraged and was intentionally planned to destroy Plaintiff's marriage to his wife; and, as a result thereof, Plaintiff's minor children are now permanently deprived of time with their father and has subjected Plaintiff and his minor children to a life without the children's father and the Plaintiff's wife which has caused a void in their lives that can never be filled; that Defendant knew, or should have reasonably known, that his acts in enticing and seducing him away from his wife and children would result in extreme financial hardship for Plaintiff and his minor children, as well as a great emotional and physical distress and harm.

13. That Defendant has by his acts and deeds intentionally, or if not intentionally, negligently alienated the affections of [REDACTED] from Plaintiff thereby violating Plaintiff's marital harmony with his spouse.

14. That as a result of the aforesaid intentional acts on the part of the Defendant, Plaintiff has suffered serious and grievous injuries including the loss of love and affection from his wife, loss of consortium with his wife, mental agony and anguish, humiliation, damage to his honor, destruction of his family life and wounded sensibilities; and, that Defendant through his actions has committed outrageous and actionable conduct, inflicted upon Plaintiff emotional and physical distress and suffering and mental trauma entitling Plaintiff to actual damages for full compensation for such injuries.

15. In the alternative, if Defendant's said actions were not intentional, then they were grossly negligent and Defendant should have known that said actions on his part would produce the results and damages to Plaintiff and his children herein complained of.

16. That Defendant's said acts were willful, intentional and malicious, or in the alternative, grossly negligent and she knew or should have known that his actions would produce the complained of damages to Plaintiff and his children; and, as such entitles Plaintiff to recover actual as well as punitive damages for Plaintiff's damages and loss herein complained of; and, that the said actions on the part of Defendant entitle Plaintiff to attorney's fees.

RELIEF REQUESTED

17. WHEREFORE, Plaintiff brings this action and demands judgment of, from and against the Defendant in the sum of \$1,000,000.00 as actual damages and \$4,000.000 as punitive damages, together with reasonable attorney's fees; and, that Defendant should be assessed with all costs accruing in this action.

Respectfully submitted,



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