

**IN THE CIRCUIT COURT OF TANEY COUNTY, MISSOURI  
ASSOCIATE DIVISION**

In Re the Marriage of:	)	
	)	
John C. Russwurm,	)	
SSN: xxx-xx-██████	)	
	)	
vs.	)	Case No. 15AF-CC00559
Barbara L. Figaro,	)	
SSN: xxx-xx-██████	)	
	)	
Petitioner,	)	
	)	
Respondent.	)	

**ANSWER AND COUNTER-PETITION FOR DISSOLUTION**

**ANSWER**

COMES NOW Respondent, Barbara L. Figaro, by and through her attorney, Daniel D. Brogdon, and in Answer to the Petition for Dissolution of Marriage (“Petition” or “Petition for Dissolution”), states to the Court as follows:

1. Respondent admits the allegations contained in paragraph 1 of Petitioner’s Petition for Dissolution of Marriage.
2. Respondent denies the allegation contained in Paragraph 2 of the Petition for Dissolution, and further affirmatively avers that she resides at 200 Sunview Road, Hollister, in Taney County, Missouri, and has so resided for approximately sixteen (16) years prior to the filing of the Petition.
3. Paragraph 3 of the Petition for Dissolution is missing.
4. Respondent admits the allegations contained in paragraph 4 of Petitioner’s Petition for Dissolution of Marriage.
5. Respondent denies the allegation contained in Paragraph 5 of the Petition for Dissolution, and affirmatively avers that the parties were separated on June 29, 2015.

6. Respondent admits the allegations contained in paragraph 6 of Petitioner's Petition for Dissolution of Marriage.

7. Respondent admits the allegations contained in paragraph 7 of Petitioner's Petition for Dissolution of Marriage.

8. Respondent admits the allegations contained in paragraph 8 of Petitioner's Petition for Dissolution of Marriage.

9. Respondent admits the allegations contained in paragraph 9 of Petitioner's Petition for Dissolution of Marriage.

10. Respondent admits the allegations contained in paragraph 10 of Petitioner's Petition for Dissolution of Marriage.

11. Respondent admits the allegations contained in paragraph 11 of Petitioner's Petition for Dissolution of Marriage.

12. Paragraph 12 of the Petition for Dissolution is missing.

13. Respondent denies the allegation contained in Paragraph 13 of the Petition for Dissolution, affirmatively avers that Petitioner should be ordered to pay maintenance to Respondent.

14. Paragraph 14 of the Petition for Dissolution is missing.

15. Respondent denies the allegation contained in Paragraph 15 of the Petition for Dissolution, and affirmatively avers that Petitioner should be ordered to reimburse Respondent for her reasonable attorney's fees and costs.

16. Respondent admits the allegation contained in Paragraph 16 of the Petition.

17. Paragraph 17 of the Petition for Dissolution is missing.

18. Respondent admits the allegations contained in paragraph 18 of Petitioner's Petition

for Dissolution of Marriage.

19. Paragraph 19 of the Petition for Dissolution is missing.

20. Paragraph 20 of the Petition for Dissolution is missing.

21. Respondent admits the allegations contained in paragraph 21 of Petitioner's Petition for Dissolution of Marriage.

22. Paragraph 22 of the Petition for Dissolution is missing.

23. Respondent admits the allegations contained in paragraph 23 of Petitioner's Petition for Dissolution of Marriage.

**WHEREFORE**, Respondent having fully answered Petitioner's Petition for Dissolution of Marriage prays the Court find the marriage of the parties to be irretrievably broken and enter a Judgment dissolving the marriage; that the Court set aside to Petitioner and Respondent their separate non-marital property; that the marital property and marital debts be divided in a fair and equitable manner; that Petitioner be ordered to pay Respondent's reasonable attorney's fees, suit monies and the court costs of this proceeding; and for further and different relief as this Court deems just and proper in the premises.

**COUNTERPETITION FOR DISSOLUTION OF MARRIAGE**

**COMES NOW** Respondent, Barbara L. Figaro, by and through her attorney, Daniel D. Brogdon, for her Counterpetition for Dissolution of Marriage, and in support thereof states to the Court as follows:

1. Respondent has been a resident of the State of Missouri for sixteen years and four months immediately preceding the filing of this Petition for Dissolution, and has been a resident of Taney County, Missouri, for sixteen years and four months immediately preceding the filing of this Petition for Dissolution.

2. Petitioner has been a resident of the State of Missouri for sixteen years and four months immediately preceding the filing of this Petition for Dissolution, and has been a resident of Taney County, Missouri, for sixteen years and four months immediately preceding the filing of this Petition for Dissolution.

3. Respondent is currently residing at 200 Sunview Road, Hollister, in Taney County, Missouri. Her social security number is xxx-xx- [REDACTED] and she is retired. At the time of the filing of the Petition for Dissolution of Marriage, Respondent was located in Ocean County, New Jersey, but was there for her brother's funeral, not as a resident.

4. Petitioner is currently residing at 200 Sunview Road, Hollister, in Taney County, Missouri. His social security number is xxx-xx- [REDACTED] and he is retired.

5. The parties were married on August 4, 1984, in Port Monmouth, Monmouth County, New Jersey, and that said marriage was registered in Middletown, New Jersey.

6. Respondent states that the parties separated on or about June 29, 2015.

7. Respondent states that neither Petitioner nor Respondent are members of the armed forces of the United States of America on active duty and are not entitled to any benefits or immunities of the Servicemembers Civil Relief Act.

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

9. Petitioner and Respondent have acquired certain property and certain debts during the marriage but have not yet entered into a property settlement agreement.

10. Respondent states that no minor children were born of the marriage that are currently unemancipated.

11. Respondent is not now pregnant.

12. Petitioner should be ordered to reimburse Respondent for her reasonable attorney's fees and costs of the action.

13. Respondent lacks sufficient property, including marital property to be apportioned to her, to provide for her reasonable needs, and is unable to support herself through appropriate employment and therefore requests maintenance.

**WHEREFORE**, Respondent prays for a Judgment dissolving the marriage of the parties; that the Court set aside to Petitioner and Respondent their separate non-marital property; that the marital property and marital debts be divided in a fair and equitable manner; that Petitioner be ordered to pay Respondent's reasonable attorney's fees, suit monies and the court costs of this proceeding; for an order requiring Petitioner to pay maintenance to Respondent; and for further and different relief as this Court deems just and proper in the premises.

Brogdon Law Firm, LLC

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