
HUSBAND/WIFE'S FIRST SET OF INTERROGATORIES
PROPOUNDED TO WIFE

TO:

COMES NOW the *Plaintiff/Defendant*, _____, by and through counsel of record, _____, pursuant to Tennessee Rules of Civil Procedure 26 and 33, and propounds unto *Plaintiff/Defendant*, _____, the following Interrogatories to be answered separately, in writing, and under oath by said party and received by *Plaintiff's/Defendant's* counsel on or before (day), (date), at (time) at the offices of _____.

Instructions and Definitions:

1. Pursuant to Tennessee Rule of Civil Procedure 26.05(2) these interrogatories are continuing in nature requiring supplementation with such additional information to which you will have access in the future.

2. Privilege Log. Pursuant to Tennessee Rule of Civil Procedure 26.02(5), if any information, document, communications, or thing not produced otherwise discoverable is withheld by claiming privilege or subject to protection as trial preparation material, provide a statement under oath by a person having knowledge setting forth as to each document:

- a. The name and title of the author;
- b. The name and title of each person to whom the document was addressed;
- c. The name and title of each person to whom a copy of the document was sent;
- d. The date of the document;
- e. The number of pages in the document;
- f. A brief description of the nature and subject matter of the document;
- g. The nature of the claimed privilege of immunity;
- h. The category or categories of this request to which the document is responsive;
- i. The exact location of the original and each copy as of the date of receipt of this

request, along with the name and address of the custodian of said originals and copies;

- j. Any other relevant information in a manner that, without revealing information itself privileged or protected, which will enable others to assess the applicability of the asserted privilege protection.

3. Each interrogatory shall be responded to as fully as possible at the time of response. If investigation is continuing or if discovery is not yet complete, the interrogatory shall nevertheless be responded to as fully as possible at the time the response is due. In answering these interrogatories, furnish such information as is available to you, not merely such information as is of your own knowledge. This means you are to furnish information that is known by or in the possession of at least your employers, employees, accountants, doctors, attorneys, agents, investigators, examiners, and/or testators employed by you or in your behalf. In order to simplify the issues and resolve as many matters of fact as possible before trial, you are further requested that if the interrogatories or portions thereof cannot be answered fully, such shall be answered to the extent possible with the reasons for not answering more fully to be set out specifically.

4. Time Period Limitations. Unless otherwise specified each interrogatory shall cover the time period from five years prior to the date of the response or the length of the marriage, whichever is longer.

5. As used herein all words in the singular shall be construed also to include the plural and vice versa, and all words in either the masculine, feminine or neuter shall be construed also to include the other genders.

6. The words “and” and “or” shall be construed conjunctively, disjunctively or both as necessary to give the particular interrogatory the broadest and most inclusive scope.

7. “You,” “your,” or “owned by you” includes any interests you have, including, but not limited to, businesses, interests held in trust for by or for you, or in which you or someone hold for you an interest in any degree.

8. The word “document” is intended to have the broadest permissible meaning under the Tennessee Rules of Civil Procedure and means the original and each non-identical copy of all writings, recordings, photographs, and any other items from which writings, drawings, pictures, or images can be perceived, reproduced, or otherwise communicated whether directly or with the

aid of any machine or device, including, but not limited to, letters, telegrams, cablegrams, telexes, internal or external E-Mail, memoranda, notes, records, reports, studies, calendars, diaries, agenda, minutes, books, pamphlets, brochures, manuals, periodicals, newspaper clippings, graphs, indexes, charts, tabulations, statistical accumulations, ledgers, financial statements, accounting entries, journal entries, ledger entries, checks, check stubs, promissory notes, press releases, agreements, contracts, drafts of agreements or contracts, affidavits, transcripts, legal documents, records of meetings, conferences, conversations and telephone calls, shipping logs and receipts, still photographs, negatives, slides, prints, videotapes, motion pictures, tape recordings, microfilms, computer tapes, computer files or disks or diskettes, retrievable data (whether encoded or taped electrostatically, electromagnetically or otherwise), printouts, recordings made through data processing techniques, and the written information necessary to understand and use such films, files and/or records.

9. The words “person” or “individual” shall include as well as natural persons all forms of legal or judicial organizations or entities, including, but not limited to, corporations, partnerships, limited partnerships, joint ventures, associations, and political or governmental agencies.

10. The term “identify” shall mean: (a) when used with reference to a natural person, to state his full name, present or most currently known residential address and phone number, present or most currently known employer and employment address and phone number, and present or most currently known job title; (b) when used with reference to a legal or judicial organization or entity, to state its full formal name, its present principal place of business or activity, the state of its organization, and to identify its present president or chief executive officer, and; (c) when used with reference to a document, to state the document's date, author, addressee, type, and general subject matter, and if the document is not in the responding party's possession, custody, or control, the identity of the person who the responding believes does have possession, custody, or control of the document.

11. If in response to an interrogatory to “identify the person most knowledgeable” about a particular subject matter the responder is unable to determine between two or more people who is the person “most” knowledgeable, then the responder shall identify all such persons.

12. “Item of property” means any individual item of property, as well as any collection of

individual items. For example, “a coin,” “a bottle of wine,” or “a shirt” would be an individual item, but they would also be a part of a collection of items such as “a coin collection,” “miscellaneous liquor,” or “personal clothing.” Therefore when “items of personal property over \$500.00 in value” is requested, collections and groups will be included where their total value is over \$500.00, although the individual items that make up that group or collection are not individually valued at over \$500.00. Property also refers to any interest in property including, but not limited to, joint tenancy, percentage ownership, or option to buy.

Interrogatory No. 1. State your full name, any aliases or nicknames, current address, and date of birth.

Interrogatory No. 2. Please identify by name, address and telephone number all individuals who have discoverable knowledge of any relevant facts, including, but not limited to, grounds, assets, liabilities, income, or expenses, which persons shall include, but not be limited to, any banker, certified public accountant, friend or family member, and describe the relevant knowledge or document you believe the individual possesses.

Interrogatory No. 3. Please identify the name, address, and telephone contact numbers of each expert witness who will offer any testimony, and state the subject matter on which the expert witness is expected to testify, the conclusions and/or opinions of the expert witness and the basis therefore, including reports of the witness, if any, the qualifications of each opinion witness, including a curriculum vitae and/or resume, if any, and the identity of any written reports of the opinion witness.

Interrogatory No. 4. Please identify specifically any reasons or grounds why you or your spouse should be divorced. This would include whether or not during the course of your marriage, and subsequent to the separation, you or your spouse have had any sexual contacts and/or relationships with an individual other than each other. If so, please state the name of each individual and the date(s) of the sexual contact(s). Specifically describe any information that would tend to support each of the reasons or grounds for divorce including, but not limited to, letters, photographs, recordings, or people who are aware of the information.

Interrogatory No. 5. For the preceding five (5) years, please identify any financial statements, net worth statements, or lists of assets and liabilities pertaining to your property or financial

affairs which you have prepared or anyone has prepared for you, and with regard to each such document, state the name and address of the person preparing each such document, the type of document prepared, the date the document was prepared, the location of all copies of each such document, the name and address of the institution the statement was given to and the date it was given, and where an original or copy can be obtained.

Interrogatory No. 6. List all employment held by you during the preceding five (5) years, and with regard to each employment, state the name and address of each employer; your position; job title or description, whether you had an employment contract, the date on which you commenced your employment and, if applicable, the date and reason for the termination of your employment; your current gross and net income per pay period; your gross income as shown on the last W-2 tax and wage statement received by you; your social security wages as shown on the last W-2 tax and wage statement received by you and the amounts of all deductions shown thereon; and all additional benefits or perquisites received from your employment, stating the type and value thereof, including, but not limited to, commissions; health/dental and life insurance; company car; auto allowance; travel and expense allowances; pension, retirement, or profit-sharing plans; and stock option plans. If you are not currently employed, explain why, what job skills and experience you have, and what efforts you have made to seek employment.

Interrogatory No. 7. For the preceding five (5) years, have you had any source of income other than from your employment listed above? If so, with regard to each source of income, state the source of income, including, but not limited to, the type of income and name and address of the source, the frequency with which you receive income from the source, the amount of income received by you from the source, and the amount of income received by you from the source for each month during the immediately preceding five (5) years.

Interrogatory No. 8. List all nonmarital property claimed by you, identifying each item of property as to the type of property, the date received, the basis on which you claim it is nonmarital property, its location, what contribution or dissipation, if any, you or your spouse have made to it, its cost of acquisition, and its present value.

Interrogatory No. 9. List all marital property of this marriage, identifying each item of property as to the type of property, the basis on which you claim it to be marital property, its location, what

contribution or dissipation, if any, you or your spouse have made to it, its cost of acquisition, and its present value.

Interrogatory No. 10. For the preceding five (5) years, or the length of the marriage, whichever is longer, list the names and addresses of all associations, partnerships, corporations, enterprises, limited liability companies, sole proprietorships, or other entities in which you have or have had an interest or claim or have claimed any interest, the nature of your interest or claim of interest therein, the amount of percentage of your interest or claim of interest therein, and an estimate of the value of your interest therein.

Interrogatory No. 11. During the preceding five (5) years, have you had any account or investment in any type of financial institution, individually or with another or in the name of another, including checking accounts, savings accounts, certificates of deposit, money market accounts, stocks, bonds, mutual funds, securities, mutual funds or other investments? If so, with regard to each such account or investment, state its formal legal name; the type of account or investment; the name and address of the financial institution; the name and address of each person in whose name the account is held; its cost basis; its date of acquisition; its present value; both the high and the low balance of the account or investment, stating the date of the high balance and the date of the low balance; known names and address of any other owner or owners; and if applicable, the date sold and the amount realized therefrom.

Interrogatory No. 12. Please identify any right, title, claim or interest in or to a pension plan, retirement plan or profit sharing plan, including, but not limited to, individual retirement accounts, 401(k) plans and deferred compensation plans, and identify with regard to each such plan the name and address of the entity providing the plan, the date of your initial participation in the plan and the amount of funds currently held on your behalf under the plan.

Interrogatory No. 13. During the preceding five (5) years, or the length of the marriage, whichever is longer, has any person or entity held cash or property on your behalf? If so, state the name and address of each person or entity holding the cash or property, the type of cash or property held, and the value thereof.

Interrogatory No. 14. Do you have any outstanding indebtedness or financial obligations, including mortgages, promissory notes, credit cards, or other oral or written contracts? If so, for the last three (3) years, with regard to each obligation, state the name and address of the creditor,

the form of the obligation, the date the obligation was initially incurred, the amount of the original obligation, the purpose or consideration for which the obligation was incurred, a description of any security connected with the obligation, the rate of interest on the obligation, the present unpaid balance of the obligation, the dates and amounts of installment payments, and the date of maturity of the obligation.

Interrogatory No. 15. During the preceding five (5) years, or the length of the marriage, whichever is longer, are you owed or have you been owed any money or property? If so, state the name and address of the debtor, the form of the obligation, the date the obligation was initially incurred, the amount of the original obligation, the purpose or consideration for which the obligation was incurred, a description of any security connected with the obligation, the rate of interest on the obligation, the present unpaid balance of the obligation, the dates and amounts of installment payments, and the date of maturity of the obligation.

Interrogatory No. 16. During the preceding five (5) years, or the length of the marriage, whichever is longer, have you purchased or contributed towards the payment for or provided other consideration or improvement with regard to any real estate, motorized vehicle, financial account or securities, or other property, real or personal, on behalf of another person or entity other than your spouse? If so, with regard to each such transaction, state the name and address of the person or entity to whom you contributed, the type of contribution made by you, the type of property to which the contribution was made, the location of the property to which the contribution was made, whether or not there is written evidence of the existence of a loan or of the transaction, and a description of any written evidence.

Interrogatory No. 17. During the preceding five (5) years, or the length of the marriage, whichever is longer, have you made any gift of cash or property, real or personal, to any person or entity not your spouse in an aggregate amount of more than One Hundred Dollars (\$100.00)? If so, with regard to each such transaction, state a description of the gift, the value of the gift, the date of the gift, the name and address of the person or entity receiving the gift, whether or not there is written evidence of the existence of the gift, and a description of the written evidence.

Interrogatory No. 18. During the preceding five (5) years, or the length of the marriage, whichever is longer, have you made any loans to any person or entity not your spouse in an aggregate amount of more than One Hundred Dollars (\$100.00), and if so, with regard to each

such loan, state a description of the loan, the value of the loan, the date of the loan, the name and address of the person or entity receiving the loan, whether or not there is written evidence of the existence of a loan, and a description of the written evidence.

Interrogatory No. 19. During the preceding five (5) years, or the length of the marriage, whichever is longer, have you sold, transferred, conveyed, encumbered, concealed, damaged or otherwise disposed of any property owned by you and/or your spouse individually or collectively? If so, with regard to each item of property, state a description of the property, the current location of the property, the purpose or reason for the action taken by you with regard to the property, the approximate fair market value of the property, whether or not there is written evidence of any such transaction, and a description of the written evidence.

Interrogatory No. 20. During the preceding five (5) years, have any appraisals been made with regard to any of the property listed by you under your answers to these interrogatories? If so, state the name and address of the person conducting each such appraisal, a description of the property appraised, the date of the appraisal, and the location of any copies of each such appraisal.

Interrogatory No. 21. Do you own any interest in real estate? If so, with regard to each such interest, state the size and description of the parcel of real estate, including improvements thereon, the name, address and interest of each person who has or claims to have an ownership interest in the parcel of real estate, the date your interest in the parcel of real estate was acquired, the consideration you transferred or paid for your interest in the parcel of real estate, your estimate of the current fair market value of the parcel of real estate and your interest therein, the amount of any indebtedness owed on the parcel of real estate, and to whom said indebtedness is owed.

Interrogatory No. 22. For the preceding five (5) years, have you owned or do you own, or do you have or have you had any incidents of ownership in, any life, annuity or endowment insurance policies? If so, with regard to each such policy, state the name and address of the company and agent from whom you purchased the policy, the number of the policy, the face value of the policy, the present cash surrender value or other value of the policy, the amount of any loan or encumbrance on the policy, the date of acquisition of the policy, and, with regard to each policy, the beneficiary or beneficiaries.

Interrogatory No. 23. For the preceding five (5) years, state the name and address of any accountant, tax preparer, bookkeeper and other person, firm or entity who has kept or prepared books, documents and records with regard to your income, your property, your business or your financial affairs.

Interrogatory No. 24. List all of your current or anticipated monthly expenses.

Interrogatory No. 25. List all of your current or anticipated monthly expenses that relate to only your child's or children's expenses, e.g., "babysitting, \$140.00; clothing, \$30.00" but not rent, utilities, phone, etc.

Interrogatory No. 26. Are you or your spouse in any manner incapacitated or limited in your ability to earn income at the present time, including any medical, psychological, alcohol abuse, substance abuse, gambling, or other addiction problem(s)? If so, define and describe each such incapacity or limitation, the diagnosis, the prognosis, and all past, present, and future treatment, hospitals, clinics, doctors, psychologists, counselors, or therapists you or your spouse have dealt with, and state when such incapacity or limitation commenced and when it is expected to end.

Interrogatory No. 27. For the preceding five (5) years, or the length of the marriage, whichever is longer, describe any negotiations, offers, inquiries, discussions, proposals, or agreements regarding the sale, purchase, or any change in value, ownership, or status of any assets, liabilities, employment, source of income, or source of expenses. Please remember that this request is continuing in nature and that you are required to supplement your answers with any additional information you have access to in the future.

Interrogatory No. 28. During the preceding three years, have you been the holder of or had access to any safety deposit boxes? If so, state the name of the bank or institution where each such box is located, the number of each box, a description of the contents of each box during the immediately preceding three years and as of the date of the answer, and the name and address of any joint or co-owners of each such safety deposit box or any trustees holding the box for your benefit.

Interrogatory No. 29. Have you taken any vacations or trips within the past year? If so, where did you go, with whom, and what were your expenses?

Pursuant to Tennessee Rule of Civil Procedure 26.05(2) these interrogatories are continuing in nature requiring supplementation with such additional information to which you will have access in the future.

Respectfully submitted,

CERTIFICATE OF SERVICE

I certify that on the date shown below I have given notice of appearance if required and have served a copy of the above pleading on the opposing party by hand delivery, facsimile transmission to () - , and/or mailing a copy via United States Postal Service, postage prepaid, to:

ATTORNEY

DATE: _____