



aw

IN THE DISTRICT COURT IN AND FOR TULSA COUNTY
STATE OF OKLAHOMA

IN RE THE MARRIAGE OF:

[Redacted]

2018 FEB 16 AM 9:20

Petitioner,

DISTRICT COURT
FILED

And,

[Redacted]

[Redacted]

FEB 16 2018

Respondent,

DON NEWBERRY, Court Clerk
STATE OF OKLA. TULSA COUNTY

PETITIONER'S APPLICATION FOR SUIT MONEY

The Petitioner, [Redacted] by and through her attorney of record, Todd Alexander, of The Alexander Law Firm, PLLC, moves the Court for an Order awarding her reasonable attorney's fees and costs incurred in prosecuting this action against the Respondent, [Redacted] pursuant to 43 O.S. § 110, based on the facts set forth herein.

1. Petitioner is in need of funds to retain counsel to represent her in this matter including preparing this matter for trial.
2. Petitioner is without sufficient recourses to pay for her own attorney's fees and costs and Respondent has sufficient means to pay Petitioner's attorney's fees and costs.
3. Respondent owns a business interest that will need to be evaluated by an expert. Petitioner requests funds to hire an expert in this matter to evaluate the Respondent's business for use and preparation for trial.
4. Petitioner seeks an award of \$20,000 in attorney's fees and expert fees, which is the minimum amount of fees estimated by counsel for prosecution and conclusion of the pending marriage dissolution litigation.
5. Costs and attorney fees may be awarded generally in domestic relations matters under 43 O.S. §110 and the holdings of *Miller v. Miller*, 1963 OK 167, 383 P.2d 873, 876, and *Anderson v. Anderson*, 1990 OK CIV APP 23, 791 P.2d 116.
6. 43 O.S. 2004 Supp. §110, Orders concerning property, support, and expenses, states as follows:
 - B. After a petition has been filed in an action for dissolution of marriage or legal separation either party may request the court to issue:
 1. A temporary order:

[Redacted] v. [Redacted]

- a. regarding child custody, support or visitation;
 - b. regarding spousal maintenance,
 - c. regarding payment of debt,
 - d. regarding possession of property,
 - e. regarding attorney's fees, and
 - f. providing other injunctive relief proper in the circumstances.
- C. Upon granting a decree of divorce or separate maintenance, the court may require either party to pay such reasonable expenses of the other as may be just and proper under the circumstances.
- D. The court may in its discretion make additional orders relative to the expenses of any such subsequent actions, including but not limited to writs of habeas corpus, brought by the parties or their attorneys, for the enforcement or modification of any interlocutory or final orders in the divorce action made for the benefit of either party or their respective attorneys.
7. This Application is governed by the standards set forth in *State ex rel. Burk v. Oklahoma City*, 1979 OK 115, 598 P.2d 659; *Oliver's Sports Center, Inc. v. Nat'l Standard Ins.*, 1980 OK 120, 615 P.2d 291; *Wheeler v. Scott*, 1989 OK 106, 777 P.2d at 394.
8. Petitioner reserves the right to make a final application for fees at the conclusion of this case and/or amend this Application as may be necessary to request additional attorney's fees during this case.
9. The fees and costs sought by the Petitioner are anticipated, and this request is based upon the disparity in the parties' earnings capacity, and the fact that the Respondent has access to money for such purposes and that the Petitioner has no such access.

WHEREFORE, Petitioner, Susanne F. Sanders, respectfully requests this Court award her the relief requested herein along with all other relief to which Petitioner may be entitled and which the Court deems equitable and just.

RESPECTFULLY SUBMITTED,



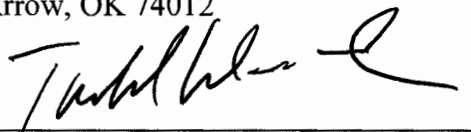
Todd Alexander, OBA#200
The Alexander Law Firm, PLLC
2121 S. Columbia, Suite 500
Tulsa, Oklahoma 74114
(918) 744-0201 – office
(918) 747-8820 – facsimile
todd@toddalexanderlaw.com
Attorney for Petitioner

v.

CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of February 2018, I caused to be mailed, postage prepaid, by U.S. First Class Mail, a true and correct copy of the foregoing instrument to:

Marshall K. Dyer, Esq.
817 South Elm Place, Suite 101
Broken Arrow, OK 74012



TODD ALEXANDER

v.