

IN THE CHANCERY COURT FOR HAMILTON COUNTY, TENNESSEE

ALEXANDRA LOY AMBROSETTI,)	
)	
Petitioner,)	Docket No.: 12-0741
)	
vs.)	Part I
)	
MYLES KINSEY STOUT,)	Hearing Date: 10/4/12 at 8:45 a.m.
)	
Respondent.)	

AMENDED VERIFIED PETITION FOR ORDER OF PROTECTION

Comes now the Petitioner, by and through the undersigned counsel and for her Amended Verified Petition for Order of Protection in accordance with Tenn Code Ann §36-3-601 et seq., would show unto this Honorable Court as follows:

1. Petitioner incorporates and avers all allegations contained in her original Petition for Order of Protection and Order for Hearing filed with the Court on September 24, 2012, as if fully set out herein.
2. Prior to August of 2010, Petitioner's family and Respondent's family were acquaintances. In early August of 2010, Petitioner, a then 17 year old, became re-acquainted with Respondent after running into the Respondent at a local retail store.
3. Soon after being re-introduced to Respondent, Respondent made it known to Petitioner that he wanted to become romantically involved with her. Petitioner advised Respondent that he needed to speak with her father about his intentions.

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4. Over the course of the next few weeks, Respondent came to Petitioner's home and participated in family activities with Petitioner and Petitioner's family.
5. During this period of time, Respondent was advised by Petitioner's father that a romantic relationship with Respondent was not in his daughter's best interests; however, Petitioner's father did not have a problem with Respondent spending time with his family so that Respondent could become better known to the Petitioner and her family. Petitioner's father made it clear to Respondent what the permissible boundaries would be in terms of Respondent's relationship with his daughter.
6. Petitioner and her family made several attempts to speak with Respondent about his religious views and clearly made Respondent aware of their religious views.
7. In turn, Respondent inquired of Petitioner's father about various aspects of Christianity and biblical passages.
8. In 2010, on Labor Day weekend, Respondent was invited to attend Petitioner's family trip to Gatlinburg. Petitioner, her parents and her 6 brothers, as well as other family members traveled to Gatlinburg for the holiday weekend.
9. On the first night of the trip, Respondent became belligerent while spending time with Petitioner's family and Petitioner's father had to take Respondent on a drive in order to calm his aggression toward different family members.

10. On the second night of the trip, Petitioner, Respondent, and her family were playing cards and Respondent became increasingly agitated at Petitioner's oldest brother during a card game when Respondent was on the losing end of the game. Respondent's actions resulted in the Respondent becoming increasingly ugly to Petitioner and other members of the family during the game.
11. The Respondent became so ugly that Petitioner's father immediately stopped the game and sent everyone to bed for the evening.
12. After the game ended, Respondent texted the Petitioner and said he was going to cut or cut up her eldest brother. Petitioner informed her Father of this text and he immediately confronted Respondent about it.
13. After learning of the threatening text sent by Respondent, Petitioner's father went downstairs and told Respondent to gather his things as he was going to take him back to Chattanooga immediately.
14. Once in the car, Respondent admitted to sending the threatening text and also admitted to his aggression and inappropriate comments to Petitioner and her family over the past two days.
15. During the drive from Gatlinburg to Chattanooga, Petitioner's father attempted to talk with Respondent about his actions and why those actions would not be tolerated. Respondent said little if anything during the drive back to Chattanooga; however, Respondent blamed others and made excuses for his actions.

16. Upon arriving in Chattanooga, Respondent was dropped off to a friend at the Eastgate Shopping Center on Brainerd Road at approximately 3:00 a.m.
17. When Petitioner's family returned from Gatlinburg to Chattanooga, Respondent repeatedly tried to communicate with Petitioner and apologize for his actions on the trip.
18. Respondent also came to Petitioner's father and apologized to him about what had occurred during the trip. Cautiously, Petitioner's father accepted Respondent's apology, but made it clear that Respondent and Petitioner were not going to be romantically involved. Petitioner's father told Respondent that if Respondent resumed communications with Petitioner and/or if Respondent were permitted to be around Petitioner in a supervised setting, Respondent's actions would be closely monitored.
19. Within days of begging Petitioner's father to allow him to resume communications with Petitioner, Petitioner received a telephone call from Respondent's friend asking her to come and pick Respondent up at BiLo because he was involved in a fight. The fight was the result of Respondent asking a friend of his not to reveal to Petitioner that Respondent was sexually involved with other females.
20. After receiving the call, Petitioner told her mother that she was going to BiLo to pick up the Respondent.

21. Upon arriving at BiLo, Petitioner observed Respondent in a drunken, agitated state which ultimately led to Respondent and his friend getting into a fistfight in front of Petitioner.
22. At some point during the fight or soon after it ended, Petitioner's mother arrived at BiLo with Petitioner's brother. Petitioner's mother removed Petitioner from the hostile environment and her brother drove Petitioner's car from the scene.
23. Later that evening, Respondent contacted Petitioner and Petitioner demanded that Respondent not communicate with her any more.
24. In addition to Petitioner demanding that Respondent not communicate with her anymore, Petitioner's father also advised Respondent to cease all communications with Petitioner.
25. Over the next several days Respondent did not attempt to communicate with Petitioner.
26. Approximately five or six days after the BiLo incident, Respondent called and/or texted Petitioner several times begging her to give him another chance.
27. After receiving several voicemails and/or text message, Petitioner finally answered one of his calls. During that call, Respondent wept and pleaded with Petitioner to give him another chance because he was really trying to change his life. Respondent further begged Petitioner to communicate with him because no one ever really gave him a chance in life.

28. Reluctantly and unbeknownst to her parents, Petitioner agreed to communicate with Respondent at that point in time.
29. Over the next few weeks, Petitioner secretly communicated with Respondent and kept her communications from her family.
30. During this time, Respondent frequented Petitioner's workplace and would also leave things for her on her vehicle.
31. During this time, Respondent also sent text messages to Petitioner's father seeking spiritual guidance but, neither Respondent nor Petitioner advised Petitioner's parents that they were communicating.
32. A few weeks after communications resumed between Petitioner and Respondent, Petitioner's parents learned of the communications after looking at the Petitioner's computer.
33. Upon learning of the communications, Petitioner was stripped of her phone and computer as well as her car keys. Petitioner immediately acknowledged to her parents that communications with Respondent had resumed, but had hoped that she could help the Respondent with his various issues.
34. After learning of the communications, Petitioner's father also advised Respondent in a lengthy email that he was not to have any further communications with his minor daughter and that any perceived relationship between the two of them was over. Respondent acknowledged that he received the email and would honor the wishes and instructions of Petitioner's father.

35. As a result of learning of the resumed communications between Respondent and Petitioner, Petitioner's parents instructed Petitioner to take a leave of absence from her job in downtown Chattanooga in order to distance their daughter from the Respondent.
36. As part of distancing herself from the Respondent, Petitioner also changed her cell phone number and did not give Respondent her new phone number.
37. After taking her leave of absence, Petitioner's co-workers advised her that Respondent frequently came to her workplace in order to see or speak with her despite being clearly told by Petitioner's father not to attempt to come around her or communicate with Petitioner.
38. Around Christmas of 2010, Respondent learned of Petitioner's new cell phone number and began texting her again. Petitioner did not respond to any of Respondent's texts.
39. After learning her new cell phone number, Respondent also used other person's cell phones to send text message to Petitioner. Petitioner did not respond to any of text message sent by Respondent through other person's cell phones.
40. This texting continued randomly for several months and was oftentimes in the middle of the night. Petitioner did not respond to Respondent's attempts to communicate with her.
41. Prior to March 11, 2011, Petitioner resumed working in downtown Chattanooga.

42. On or about March 11, 2011, Respondent was arrested for the shooting death of Myles Compton.
43. On or about March 12, 2011, Respondent received a call from an unfamiliar number. Petitioner answered the call and was advised by the caller that Respondent wanted the caller to contact Petitioner and tell her that if anything ever happened to Respondent, that the caller was to get in touch with Petitioner and let her know. Petitioner was further advised by caller of Respondent's arrest which stemmed from the shooting death of Myles Compton.
44. In approximately April of 2011, while in custody, Respondent sent a letter from his jail cell to Petitioner through a friend of Respondent's. The letter from Respondent once again told Petitioner that he was sorry for his actions toward Petitioner in the past and he professed his love for Petitioner.
45. In June of 2011 Respondent posted bond.
46. At some point during the Summer of 2011, Petitioner and her mother ran into Respondent in downtown Chattanooga. Once again, Respondent apologized to Petitioner and her mother for his earlier actions.
47. After seeing Petitioner and her mother during the Summer of 2011, Respondent resumed texting Petitioner from his phone as well as other person's phones. After receiving several texts, Petitioner again advised Respondent to cease all communications with her and to leave her alone.

48. After again asking the Respondent to leave her alone, Petitioner's parents received a message on Facebook from Respondent asking them, including Petitioner, to pray for him as he was going away to a camp, for several months, where he would not have any communication with the outside world as part of his pending criminal matters. Neither Petitioner nor her parents responded to the Facebook message.
49. In approximately early September 2011, Respondent was admitted in to a camp in Florida as part of his pending criminal matters.
50. Soon after Respondent was admitted into the camp in Florida, Petitioner started receiving text messages from Respondent using a cell phone with a Florida area code.
51. During the next several months, Petitioner continued to receive text messages from Respondent using a cell phone with a Florida area code and the messages always advised the Petitioner that Respondent was checking up on her.
52. During Respondent's admission at the camp in Florida, Petitioner did not respond to any of his text messages.
53. In January 2012, while on his way home from the camp, Respondent texted Petitioner and advised her that he was on his way back to Tennessee. Petitioner did not respond to this text.
54. Upon returning to Tennessee, Respondent repeatedly texted Petitioner and advised her that his time away had truly changed him and he

continually begged Petitioner for yet another chance to redeem himself.

This occurred for a few weeks with no response from the Petitioner.

55. After a few weeks of receiving his text messages, and after receiving text messages and communications from other people that Respondent had truly changed, Petitioner responded to a text message from Respondent.
56. Petitioner only responded to Respondent's text message because Respondent told her that he wanted to speak with her and get her input on how he could approach her parents and apologize properly for everything.
57. Petitioner responded and communicated with Respondent and they discussed how Respondent would approach her parents and apologize.
58. During this communication, Respondent also spoke and texted Petitioner about how God had changed him and that he was not going back to his former lifestyle.
59. After resuming communication with Respondent, Petitioner did meet with Respondent on two or three occasions to discuss the issues.
60. Within days of resuming communications with Respondent, Petitioner started to see that Respondent had not changed and that Respondent's lifestyle was still the same. Specifically, Respondent's need for alcohol, his foul language and resorting to fighting once again surfaced. Moreover, Respondent communicated to Petitioner his hatred toward her family and the problems that they created for him.

61. In February of 2012, upon seeing that Respondent had in fact, not changed at all, Petitioner advised Respondent to cease all communications with her once and for all.
62. This was the last communication that Petitioner responded to from Respondent until directed to do so by the Hamilton County Sheriff's Department on September 22, 2012.
63. In February 2012, after being advised not to communicate with Petitioner, Respondent became in enraged and lashed out at her via texts messages only to apologize the next day for his actions. Petitioner did not respond.
64. Respondent continued lashing out at Petitioner and then later apologizing for his actions over the next several days. Petitioner did not respond.
65. In March or April 2012, while out on bond, Respondent vandalized and/or stole the letter A from the sign at the Hunter Museum of American Art. The letter A taken by the Respondent was from the word American and Respondent admitted to a friend of Petitioner that he took it because the letter A reminded him of the Petitioner.
66. On Easter Sunday of 2012, Respondent once again texted Petitioner wishing her a Happy Easter. Petitioner did not respond.
67. During the month of April 2012, Respondent would show up at Petitioner's work to see her or stand outside her workplace in such a way that Petitioner could see him on the premises. Respondent never purchased anything when he came to Petitioner's work while she was working. At no

time when Respondent visited her workplace did Petitioner communicate with Respondent.

68. In late April or early May of 2012, Petitioner quit her job after Respondent repeatedly showed up at her workplace.
69. Prior to and subsequent to quitting her job, Petitioner received text messages from Respondent on his phone and from the phones of other people. Petitioner did not respond to any of these text messages.
70. In June of 2012, Petitioner received a message on Facebook from a friend of Respondent. In that message, Petitioner was advised that Respondent had spent the entire day talking about Petitioner and that Respondent wanted to know how Petitioner was doing. Petitioner did not respond to this message.
71. In July 2012, Respondent again attempted to communicate with Petitioner. In his text message, Respondent told Petitioner that every song he heard reminded him of her and that it made him emotional to the point that he had to pull his truck over to the side of the road to calm himself. Petitioner did not respond to this message.
72. In July 2012, Petitioner also received a text message from one of Respondent's friends advising her that Respondent wanted to check up on her and see how she was doing. Petitioner did not respond to this message.
73. Prior to September 9, 2012, Petitioner had not responded to any of Respondent's communications and the last communication she had with

- him was the one wherein she advised him to cease all communications with her in February 2012.
74. On September 9, 2012, Petitioner traveled on medical missions trip and was out of the country until September 21, 2012.
75. In the early evening of September 18th, 2012, Petitioner's home was broken in to by a male and a female. Petitioner's car was the only car in the driveway and the only room in the house that was disturbed was the Petitioner's.
76. On Friday, September 21st, 2012, Petitioner returned from her medical missions trip to Chattanooga. She arrived at home around 11:00 p.m.
77. At approximately 2:00 a.m., only a few hours after returning home, Petitioner received a call from Respondent which she did not answer.
78. As a result of the unanswered call, Respondent left a message for the Petitioner while he appeared to be in an intoxicated state. Respondent's message says: "Hope you had a good time on your mission trip. Glad you stayed safe. Hope God's will be done. Do me a favor, don't tell Catie I called, please. Okay. Bye Bye. Love you."
79. On September 22, 2012, after talking with the Hamilton County Sheriff's Department, and at the Sheriff's department's direction, Petitioner texted Respondent and told him not to text or call her anymore and for him to stay out of her life altogether. This text message at the request of the Sheriff's Department is the only communication Petitioner has had with

Respondent since she told him to cease all communications with her in February 2012.

80. Within one minute of receiving that text message, the Respondent responded to the text message and said I did not, but no problem as I do not need you anyway.
81. On September 24, 2012, Petitioner filed her Petition for Order of Protection with this Honorable Court.
82. As a result of the foregoing, Petitioner avers that Respondent has stalked and/or harassed her and as a result of his actions he continues to harass her causing her to feel terrorized, frightened and intimidated.
83. Petitioner further avers that the Respondent continues to have unconsented contact with her in furtherance of his stalking and/or harassment.

PREMISES CONSIDERED, PETITIONER PRAYS AS FOLLOWS:

1. That Respondent be ordered to not have any contact with her;
2. That Respondent be ordered to stay away from her and her family;
3. That Respondent be ordered not to cause damage to Petitioner's property;
4. That Respondent be ordered not to possess, transport, buy, receive or in any way get any firearm;
5. That the Temporary Order of Protection become an Order of Protection against the Respondent as set out herein;
6. That Respondent be requiring to pay costs, fees and litigation taxes; and
7. For any further relief proper in the premises.

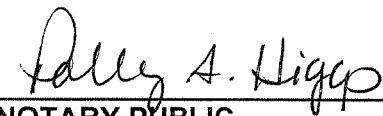
STATE OF TENNESSEE)

COUNTY OF HAMILTON)

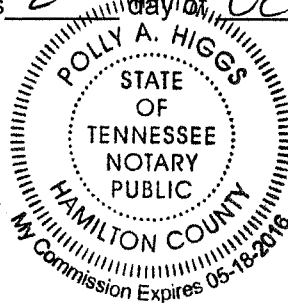
Alexandra Loy Ambrosetti, the above-named Petitioner, who, being duly sworn by me, deposes and says the statements in the foregoing Petition are true to the Petitioner's knowledge, except as to matters therein stated to be on information and belief, and those matters Petitioner believes to be true.


Alexandra Loy Ambrosetti

Sworn to and subscribed before me this 2nd day of October, 2012.

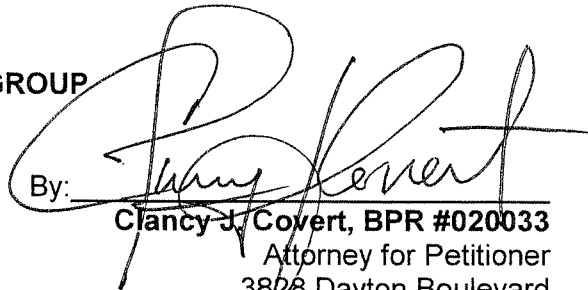

NOTARY PUBLIC

My commission expires: 05/18/2016



Respectfully submitted,

COVERT LAW GROUP

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CERTIFICATE OF SERVICE

This is to certify that I have this day served the following named persons with a true and exact copy of this document by email, hand delivery or facsimile transmission, or by placing a true and exact copy of said pleading in the United States Mail, addressed to said counsel at his/her offices, with sufficient postage thereupon to carry the same to its destination at the following addresses:

Michael L. West, Esq.
707 Georgia Avenue, Suite 100
Chattanooga, TN 37402
Email: mwest43807@aol.com

This 2nd day of October, 2012.

COVERT LAW GROUP

By: 

Clancy J. Covert