

IN THE CIRCUIT COURT OF THE 15th  
JUDICIAL CIRCUIT IN AND FOR PALM  
BEACH COUNTY, FLORIDA

CASE NO.:

IN RE: THE MARRIAGE OF  
JENNIFER STALLONE

Petitioner/Wife,

and

SYLVESTER STALLONE,

Respondent/Husband,

\_\_\_\_\_ /

**WIFE'S PETITION FOR DISSOLUTION OF MARRIAGE  
AND OTHER RELIEF**

The Petitioner/Wife, JENNIFER STALLONE, by and through her undersigned counsel and pursuant to Chapter 61, *Florida Statutes*, files this, her *Petition for Dissolution of Marriage and Other Relief* (hereinafter "Petition for Dissolution of Marriage"), and states:

1. **Action for Dissolution:** This is an action for dissolution of marriage between the Petitioner/Wife, JENNIFER STALLONE (hereinafter "Wife"), and Respondent/Husband, SYLVESTER STALLONE (hereinafter "Husband").

2. **Subject Matter Jurisdiction:** The Wife has been a continuous resident of the State of Florida for more than six (6) months immediately prior to the filing of this Petition.

3. **Long Arm Jurisdiction - Personal Jurisdiction Over Husband:**  
Pursuant to Section 48.193, *Florida Statutes*, and applicable case law, the Husband is

subject to the jurisdiction of the Florida courts because:

3.1 The parties became residents of the State of Florida on or about December, 2020.

3.2 The parties last resided together as Husband and Wife in Palm Beach County, Florida.

3.3 The Husband resided in the State of Florida preceding commencement of this action.

3.4 Although spending periods of time outside the State of Florida, the Husband remains a resident of the State of Florida insofar as he (1) maintains a Florida driver's license; (2) is registered to vote in the State of Florida; and (3) files income tax returns as a Florida resident.

4. **Date and Place of Marriage/Venue:** The parties were duly married to each other on May 17, 1997, in London, England. The parties last lived together as Husband and Wife in Palm Beach County, Florida.

5. **Non-Military Service and Competency:** Both parties are over the age of eighteen (18) and neither is, nor has been within a period of thirty (30) days immediately prior to this date, a person in the military service of the United States as defined by the Servicemember's Civil Relief Act. Neither party is mentally incompetent.

6. **Grounds - Irretrievably Broken:** The marriage between the parties is irretrievably broken.

7. **No Minor Children:** There are no minor children of this marriage. No children are contemplated, and the Wife is not pregnant.

8. **Equitable Distribution - Generally:** The parties have accumulated certain assets and liabilities during the course of their twenty-five (25) year marriage, which should be equitably distributed between them pursuant to Section 61.075, *Florida Statutes*. Any nonmarital assets and/or nonmarital liabilities of either party should be set apart to that party outside of the Court's equitable distribution award, if applicable.

9. **Dissipation of Marital Assets / Injunction from Disposing of Assets:** Upon information and belief, the Husband has engaged in the intentional dissipation, depletion and/or waste of marital assets which has had an adverse economic impact on the marital estate. Pursuant to Section 61.075, *Florida Statutes*, equity dictates that the Wife be compensated and made whole by receiving an unequal distribution of the marital assets in her favor. Moreover, the Husband should be enjoined from, selling, transferring, assigning, encumbering, or dissipating any assets during the pendency of these proceedings.

10. **Exclusive Use and Occupancy of the Marital Residence:** The parties own a home located in Palm Beach, Florida (hereinafter "Marital Residence"). The parties also own real property located in California. It is in the best interest of both parties that the Wife have exclusive use and occupancy of the Marital Residence during the pendency of these proceedings.

11. **Preservation of Future Count for Jointer of Corporation(s):** The Husband is an equitable and/or legal owner of certain business entities. Upon information and belief, the business of the corporations and the assets of the corporations are inextricably intertwined with the underlying dissolution proceedings. Pending discovery and in an effort to amicably resolve this dissolution of marriage action, the Wife is

intentionally not joining the business entities and/or corporations at this time but reserves her right to do so in the future.

12. **Attorneys' Fees, Costs and Suit Monies:** The Wife has employed the law firm of Gladstone & Weissman, P.A., to represent her in this action and has agreed to pay the firm reasonable attorneys' fees for this representation. In determining responsibility for attorneys' fees pursuant to Section 61.16, *Florida Statutes, Rosen v. Rosen*, 696 So.2d 697 (Fla. 1997), and other applicable case law, the Court should consider the extent to which the conduct of each party furthers or frustrates the public policy of this State to promote the settlement of the litigation and, where possible, to reduce the cost of litigation by encouraging mutual cooperation. The Court should also take into consideration the extent to which the conduct or expectations of either party generates unnecessary, recalcitrant or vexatious litigation.

13. **Restoration of Maiden Name.** The Wife seeks to restore her name to Jennifer Lee Flavin.

**WHEREFORE**, the Wife respectfully requests that this Court enter a Final Judgment granting her the following equitable relief:

- A. Assuming jurisdiction of the individual parties and the subject matter hereof;
- B. Dissolving the parties' marriage *a vinculo matrimonii*;
- C. Equitably distributing the parties' marital assets and liabilities, pursuant to Section 61.075, *Florida Statutes*, and awarding to the Wife a greater share of marital estate to compensate the Wife for the Husband's intentional dissipation, depletion and/or waste of marital assets;
- D. Setting aside to each party their respective nonmarital assets and liabilities, if any;

E. Enjoining the Husband from selling transferring, assigning, encumbering or dissipating any assets during the pendency of these proceedings;

F. Awarding the Wife exclusive use and occupancy of the Marital Residence located in Palm Beach, Florida during the pendency of these proceedings;

G. To the extent the Husband engages in unnecessary, recalcitrant or vexatious litigation, awarding the Wife her reasonable attorneys' fees, costs and suit monies; and

H. Reserving jurisdiction over the parties hereto and the subject matter hereof to enter such Orders as this Court deems just and equitable under the circumstances.

**CERTIFICATE OF SERVICE**

**WE HEREBY CERTIFY** that a true and correct copy of the foregoing will be served upon the Respondent/Husband via service of process.

Dated this 19th day of August, 2022.

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