

Time Of Request: Monday, September 16, 2019 Terms: Judicature Act 1873

Bahamas Law Reports/2002/**Kohlrautz v. Kohlrautz and others - [2002] BHS J. No. 159**

J. No. 159

[2002] BHS

**Kohlrautz v. Kohlrautz and others**

1998 No. FP/81

**Bahamas Supreme Court, Common Law Side**

**Moore J.**

**Heard: .**

**Judgment: April 30<sup>th</sup>, 2002.**

Mr. Philip Davis and Mr. Ian Winder for the Plaintiff

Ex Parte

**RULING**

1 **Moore J.** Franz Wilhelm Kohlrautz is an avuncular looking sexagenarian who is of German nationality but who now resides in the Bahamian city of Freeport.

2 In happier days he took as his bride the Respondent who was then a Canadian citizen in ceremonies held on 4 February 1981 in Europe in the Grand Duchy of Luxembourg. The couple cohabited in that fair country until late in 1985 when they forsook the wintry climes of Europe for the balmy ambiance of Freeport where the applicant purchased a matrimonial home in 1987. So agreeable were the salubrious Bahamian Islands, that the spouses obtained permanent residency here in August 1990.

3 Alas however, discord was to enter into their Eden. The marriage broke down with the applicant husband complaining that his wife had treated him with cruelty and had deserted him. She apparently found the State of Texas in the United States more congenial and, it would seem that on 1<sup>st</sup> December 1997, she succeeded in obtaining what was described as a Final Decree of Divorce from the Bexar County Court by default.

4 That decree, the Texan decree, was the precursor to a plethora of actions and proceedings brought against Mr. Kohlrautz in various parts of the world in pursuit of claims by his erstwhile wife, as she plainly regarded herself, for