

RECORD IMPOUNDED

NOT FOR PUBLICATION WITHOUT THE
APPROVAL OF THE APPELLATE DIVISION

SUPERIOR COURT OF NEW JERSEY
APPELLATE DIVISION
DOCKET NO. A-5176-03T5

MARTINE L. BAYES,

Plaintiff-Respondent,

v.

NATHANIEL WALLACE III,

Defendant-Appellant.

Submitted March 7, 2005 – Decided **APR 25 2005**

Before Judges A. A. Rodríguez and Hoens.

On appeal from the Superior Court of New
Jersey, Chancery Division, Family Part,
Mercer County, FV-11-1328-04.

David Perry Davis, attorney for appellant.

Steven D. Janel, attorney for respondent.

PER CURIAM

Defendant Nathaniel Wallace III appeals from a Final
Restraining Order (FRO) issued pursuant to the Prevention of
Domestic Violence Act of 1990, N.J.S.A. 2C:25-17 to -35, on
April 12, 2004. We reverse.

The facts that are relevant to the issues on appeal may be
succinctly stated as follows. Defendant and plaintiff, Martine
Bayes, who have never been married to each other, are the