**Form FD 09**

20 No.

 **Supreme Court of Nova Scotia**

 **(Family Division)**

Between:

 Applicant

 and

 Respondent

**Affidavit supporting a Motion for Directions (Family)**

I make oath/affirm and give evidence as follows:

1. I am \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [name], the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[applicant/respondent] and I filed a [choose one]:

 Notice of Application

 Notice of Variation Application

 Response to Application

 Response to Variation Application

on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ , 20 .

2. I have personal knowledge of the evidence sworn to/affirmed in this affidavit except where otherwise stated to be based on information or belief.

3. I state, in this affidavit, the source of any information that is not based on my own personal knowledge, and I state my belief of the source.

4. I have made a motion, filed on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ , 20 , for an order giving directions and appointing a time, date, and place for the hearing, and this affidavit provides the required supporting evidence.

5. There are: [choose one]

 no persons who have an interest in the application other than the parties.

 the following persons who may have an interest in the matters raised by the application [provide names]: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

6. I expect to file, in addition to my own affidavit(s) [choose one]:

 no affidavits from witnesses.

 affidavits from the following witnesses, dealing with the following subjects:

|  |  |
| --- | --- |
| *Name of witness* | *Subject* |
|  |  |
|  |  |
|  |  |

7. I know that the following other persons may have relevant information:

|  |  |
| --- | --- |
| *Name of witness* | *Possible subject* |
|  |  |
|  |  |
|  |  |

8. Witnesses [choose one]:

 I do not anticipate discovering any witnesses.

 I anticipate discovering the following witnesses [list names]:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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9. I have filed all statements, documents, and information required by the *Nova Scotia Civil Procedure Rules*, and the applicable legislation, as follows:

 parenting statement filed on , 20

 statement of income filed on , 20

 attached supporting documents as required and listed in the statement

 statement of special or extraordinary expenses filed on , 20

 attached supporting documents as required and listed in the statement

 statement of undue hardship circumstances filed on , 20

 attached supporting documents as required and listed in the statement

 statement of expenses filed on , 20

 attached supporting documents as required and listed in the statement

 statement of property filed on , 20

 attached supporting documents as required and listed in the statement

 pre-hearing brief filed on , 20

 affidavit of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [name]

filed on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ , 20

 other affidavits and documents [give specifics, filing date, and indicate if each document was filed in support of a motion and whether a request will be made to rely on the document at the hearing]: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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10. I have received a copy of the respondent’s: [choose one]

 Response to Application, filed on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20 , by the other party(ies), \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [name(s)]

 Response to Variation Application, filed on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ , 20 , by the other party(ies), \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [name(s)]

 I do not know whether the other party(ies), \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [name(s)] has filed a Response to Application or a Response to Variation Application, as I have not received any copy of a filed response.

11. I have received a copy of the following statements, documents, and information required by the *Nova Scotia Civil Procedure Rules*, and the applicable legislation filed on \_\_\_\_\_\_\_\_\_\_\_\_\_\_ , 20 , by the other party(ies), \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [name(s)]: [specify documents from above list including filing dates]:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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12. I require the following statements, documents, and information from the other party(ies), \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [name(s)], and I believe that these are also required by the *Nova Scotia Civil Procedure Rules*, and the applicable legislation [specify documents from above list]:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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13. To my knowledge, the following information may significantly affect the time needed to prepare for the hearing and the length of the hearing itself [identify information and include, if applicable, details as required under Rule 5.07(4)(e) to (g)]:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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*Sworn to*/*Affirmed* before me)

on , 20 )

at , Nova Scotia )

)

)

 \_\_\_\_\_ )

Signature of Authority Signature

Print Name:

Official Capacity: