**Form 39.08 No. SFHPSA-12345**

**Supreme Court of Nova Scotia**

**(Family Division)**

**BETWEEN:**

**Jamie Patrick Doe**

**Applicant**

**- and -**

**Mary Rose Smith**

**Respondent**

**Affidavit of Mary Rose Smith**

I make oath/affirm and give evidence as follows:

1. I am Mary Rose Smith, the respondent in the current proceeding.
2. I have personal knowledge of the evidence sworn to/affirmed in this affidavit except

where otherwise stated to be based on information and belief.

1. 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.

1. I am the ex-common-law partner of the respondent, Jamie Patrick Doe.
2. Jamie and I began dating in October 2004.
3. We began living together on June 1, 2005.
4. Jamie and I were never married.
5. We have two dependent children: John Patrick Doe (born March 12, 2006) who is

now 11 years old, and Julia Jane Doe (born July 3, 2009) who is now 7 ½ years old.

1. Jamie and I separated on October 10, 2016.
2. I moved in with my sister, Stephanie Smith, at 45 Tash Road, Dartmouth, after Jamie

and I separated.

1. Both children remained in the home with Jamie, at 123A Main Street, in Dartmouth.
2. I have had visits with the children since the separation.

45

**Parenting arrangements**

1. Since the separation I have had visits with the children 3 nights a week and for an

overnight visit one Saturday a month.

1. I agree with Jamie having physical care of the children, but would like more visits

with them.

1. I do not feel that having only weeknight visits and one overnight visit a month with

the children is enough time for me to spend with them.

1. I enjoy my time with both children and they seem to enjoy their time with me.
2. Both John and Julia love to go swimming. There is an open swim at the community

pool near my home every Saturday evening that I would like to take the children to.

1. John plays hockey through the school year and I still attend all of his games;

however, I would like the opportunity to take him to some of his weekend games and

help him dress for the games.

1. As some of John’s games are very early on Sunday mornings, I feel overnight

Saturday visits would allow me to get him ready for these early games and get him

to the games quite easily.

1. I am living with my sister, Stephanie, and her daughter, Simone, who is 7 years old.
2. The house we live in has 4 bedrooms, and there is an extra bed in Simone’s room for

Julia to sleep.

1. John has his own room to stay in while he is with me.
2. John and Julia get along well with Simone and all three children seem to enjoy

spending time together.

**Joint decision-making responsibility**

1. I would also like joint decision-making responsibility, so that Jamie and I make decisions together about the children’s medical and dental care, education, and religious upbringing.
2. I want to make sure that I have access to the children’s medical and dental

information, and their school information and report cards.

1. John is currently in grade 5 at Lakeside Elementary.
2. Julia is currently in grade 2 at Lakeside Elementary.

**Moving**

1. I also request that the children not be moved outside of the Halifax Regional

Municipality without my permission.

46

**Relief sought**

1. I am seeking an order for decision-making responsibility and parenting time as follows:

**Decision-making responsibility**: physical care to the applicant, Jamie Doe, with joint decision-making responsibility for us to make major decisions together about the children’s schooling, medical and dental care, and religious upbringing

**Parenting time**: 3 nights a week, with overnights every weekend from 5pm Saturday

to 5pm Sunday

**Other terms**: for both parents to have access to the children’s medical, dental

and school records, and for the children not to be removed from the Halifax

Regional Municipality without the permission of both parents

Sworn to/Affirmed before me )

On March 3, 2021 at Halifax, )

Nova Scotia )

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Signature of Authority Mary Rose Smith

Print Name:

Official Capacity: