

NOVA SCOTIA COURT OF APPEAL

BETWEEN:

Appellant

- and -

Respondent

AFFIDAVIT

I, _____, of _____, Nova Scotia, hereby
[make oath/affirm] and give evidence as follows:

[Confine affidavit to the facts, do not state any opinion, plea, view, or submission. Use concise sentences divided by numbered paragraphs. Use as many paragraphs as required]

1. I am the Appellant and make this Affidavit in support of my motion for an extension of time to file a Notice of Appeal before the Nova Scotia Court of Appeal.
2. I understand that the purpose of this affidavit is to provide the Court with an accurate, complete and truthful explanation for my failure to meet the time deadline under the Rules, and also to describe my reasons for seeking the Court's permission to proceed with my appeal.
3. I also understand that I may be cross-examined on the contents of my motion and affidavit if the Court so directs.
4. I have personal knowledge of the evidence [sworn to/affirmed] in this affidavit except where otherwise stated to be based on information and belief.
5. If the source of any information provided in this affidavit is not based on my own personal knowledge, I will accurately describe the source of that information and I will state my belief of the source.
6. I have attached to this affidavit as Exhibit "A" the proposed Notice of Appeal I wish to file if the Court permits me to do so. It fully describes the mistake(s) I say occurred in the court or tribunal below.
7. I hereby confirm that I have a genuine intention to appeal and that I first formed such an intention on the _____ (state date) of _____ (state month), 20____ (state year).

8. I was not able to file my Notice of Appeal within the deadline provided in *Civil Procedure Rule* 90.13 or 91.05 for the following reasons [*include as many paragraphs as required*]:

SWORN TO at Halifax, in the Halifax)
Regional Municipality, Province of Nova)
Scotia, this day of _____, 20____)
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Commissioner of Oaths

Appellant