# Form FD13

20 No.

Supreme Court of Nova Scotia

 (Family Division)

Between: [copy standard heading]

 [name] Applicant/Petitioner

and

 [name] Respondent

 **Notice of Motion for Interim Relief (Family Proceeding)**

**To:** [name of respondent]

**Motion**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [name] , the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ in this proceeding, moves for an order for the following relief:

* interim decision-making responsibility/custody;
* interim parenting time, contact time or interaction;
* leave to apply;
* interim child support;
* interim spousal support;
* interim exclusive occupation or possession of residence or matrimonial home;
* other interim relief, specifically \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**Time and place** [to be completed by court staff]

The motion is to be heard by a judge on [date] \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20 at \_\_\_\_\_\_\_\_ [*a.m./p.m.*] at the courthouse located at: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

The party making the motion requests the motion for hearing for \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. The party making the motion says that the motion will not require more time.

**References**

The party making the motion relies on the following legislation, Rules, or points of law:

* the *Divorce Act*, section(s) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;
* the *Parenting and Support Act*, section(s) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;
* the *Matrimonial Property Act*, section(s) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;
* interim spousal support or spousal maintenance;
* other: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**Evidence** **and documents**

The evidence in support of the motion is as follows:

* affidavit of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;
* other affidavits, specifically: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

The applicant also relies on the following documents in support of the motion:

* parenting statement;
* statement of contact time and interaction;
* statement of income;
* statement of special or extraordinary expenses;
* statement of undue hardship circumstances;
* statement of expenses;
* statement of property;
* pre-hearing brief.

A copy of each document is to be delivered to you with this notice.

**Possible order against you**

You may file an affidavit and a brief, attend the hearing of the motion, and state your position on

whether the proposed order should be made. If you do not attend, the judge may grant an order

without further notice to you.

**Signature**

Signed on [date] , 20

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

Signature

Print name: