

Clerk's Stamp

COURT FILE NO. 4803 123043

COURT Court of Queen's Bench of Alberta

JUDICIAL CENTRE Edmonton

PLAINTIFF Applicant - Mary Smith
(Indicate if Applicant)

DEFENDANT Respondent - John Smith
(Indicate if Applicant)

DOCUMENT **Family Application by** Mary Smith
(Name and Status)

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT 1234 North Bay Close, n Edmonton Alberta

NOTICE TO THE RESPONDENT(S):

This application is made against you. You are the Respondent. You have the right to state your side of this matter before the judge. To do so, you must be in Court when the application is heard as shown below:

Court Date: June 4, 2021

Time: 10:00 a,m

Where: Edmonton

Before Whom: Justice in Chambers

Go to the end of this document to see what else you can do and when you must do it.

Remedy claimed or sought:

1. The children to live primarily with me. Respondent to have parenting time one weekend per month

Grounds for making this application:

2. The Applicant was the primary caregiver during the marriage, and the children have resided with the Applicant since separation

Material or evidence to be relied on:

3. [Affidavit of the Applicant](#)

Applicable rules:

- 4.

Applicable Acts and regulations:

5. [Divorce Act and the Alberta Rules of Court](#)

Any irregularity complained of or objection relied on:

- 6.

How the application is proposed to be heard or considered:

7. [via Webex](#)

(If this application is made under the *Divorce Act* (Canada), include the following Statement of Applicant and Statement of Lawyer:)

Statement of Applicant

Delete

I, Mary Smith, the Applicant, certify to the Court that:
Name

1. I am aware of the following duties imposed on me by sections 7.1 to 7.5 of the *Divorce Act* (Canada):

- (a) I will exercise any parenting time, decision-making responsibilities or contact with the child(ren) of the marriage in a manner consistent with the best interests of the child(ren).
- (b) I will protect the child(ren) of the marriage from conflict arising from these legal proceedings, to the best of my ability.
- (c) I will try to resolve the matters that may be the subject of an order under the Act through a family dispute resolution process, to the extent that it is appropriate to do so.
- (d) I will provide complete, accurate and up-to-date information if required to do so under the Act.
- (e) If I am subject to an order made under the Act, I will comply with the order until it is no longer in effect.

(If this application is made for corollary relief under the *Divorce Act* (Canada), include the following statement:)

2. At this time: (check one option)

there is in effect a civil or family restraining order, a protection order under the *Protection Against Family Violence Act*, an order, agreement or measure relating to child protection or an order, undertaking or recognizance in relation to a matter of a criminal nature, or there is a pending proceeding relating to one or more of these matters, involving the parties to this application. (Attach copies of any court orders made in these matters to the affidavit filed in support of this application.)

to my knowledge there are no civil or family restraining orders, protection orders under the *Protection Against Family Violence Act*, orders, agreements or measures relating to child protection or orders, undertakings or recognizances in relation to matters of a criminal nature, and no pending proceedings relating to any of these matters, involving the parties to this application.

Dated at Edmonton Alberta, this 23 day of March, 2021.
City Date Month Year

Signature of Applicant

Statement of Lawyer

(where Applicant has a lawyer)

I, Bruce Darwin, the lawyer for the Applicant, certify to the Court that I have complied with
Name

the requirements of section 7.7 of the *Divorce Act* (Canada).

Dated at Edmonton Alberta, this 23 day of March, 2021.
City Date Month Year

Lawyer for the Applicant

WARNING

If you do not come to Court on the date and at the time shown above either in person or by your lawyer, the Court may give the Applicant(s) what they want in your absence. You will be bound by any order that the Court makes.

If you intend to give evidence in response to the application, you must reply by filing an affidavit or other evidence with the Court and serving a copy of that affidavit or other evidence on the Applicant(s) a reasonable time before the application is to be heard or considered.