

FORM 70 BB

SUPREME COURT-PRINCE EDWARD ISLAND FAMILY SECTION FORM 70BB PRE-MOTION CONFERENCE MEMORANDUM	Court File Number: _____
---	-----------------------------

Name of party filing this memorandum	Date of pre-motion conference

Moving Party

<i>Full legal name & address for service – street & number, municipality, postal code, telephone & fax numbers and email address (if any).</i>	<i>Lawyer’s name & address – street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).</i>

Responding Party

<i>Full legal name & address for service – street & number, municipality, postal code, telephone & fax numbers and email address (if any).</i>	<i>Lawyer’s name & address – street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).</i>

PART 1: FAMILY FACTS

1.	MOVING PARTY:	Age:	Birthdate: (d, m, y)
2.	RESPONDING PARTY:	Age:	Birthdate: (d, m, y)
3.	RELATIONSHIP DATES:		
	<input type="checkbox"/>	Married on <i>date</i>)	
	<input type="checkbox"/>	Separated on <i>date</i>)	
	<input type="checkbox"/>	Started living together on <i>date</i>)	
	<input type="checkbox"/>	Never lived together	
	<input type="checkbox"/>	Other (<i>Explain.</i>)	
4.	The basic information about the child(ren) is as follows:		
	Child’s full legal name	Age	Birthdate (d, m, y)
	Grade/Year and school	Now living with	

PART 2: ISSUES				
5.	What are the issues in this case that HAVE been settled:			
	<input type="checkbox"/> decision-making responsibility for child(ren)*	<input type="checkbox"/> child support	<input type="checkbox"/> emergency protection order	Restraining order: <input type="checkbox"/> against person <input type="checkbox"/> against property
	<input type="checkbox"/> parenting time**	<input type="checkbox"/> spousal support	<input type="checkbox"/> equalization of net family property	
	<input type="checkbox"/> contact order***	<input type="checkbox"/> ownership of property	<input type="checkbox"/> possession of home	
	<p>* <i>Decision-making responsibility</i> means the responsibility for making significant decisions about a child's well-being, including in respect of health; education; culture, language, religion, and spirituality; and significant extra-curricular activities.</p> <p>** <i>Parenting time</i> means the time that a child spends in the care of a parent, whether or not the child is physically with that parent during that entire time.</p> <p>*** <i>Contact order</i> refers to an order providing for contact between a child and someone other than a parent.</p>			
6.	What are the issues for this pre-motion conference:			
	<input type="checkbox"/> decision-making responsibility for child(ren)*	<input type="checkbox"/> child support	<input type="checkbox"/> emergency protection order	Restraining order: <input type="checkbox"/> against person <input type="checkbox"/> against property
	<input type="checkbox"/> parenting time**	<input type="checkbox"/> spousal support	<input type="checkbox"/> equalization of net family property	
	<input type="checkbox"/> contact order***	<input type="checkbox"/> ownership of property	<input type="checkbox"/> possession of home	
7.	If the issue of decision-making responsibility or parenting time are not yet settled: Has a Parenting Arrangements Assessment (home study) been requested?			
	<input type="checkbox"/> No		<input type="checkbox"/> Yes. Date of request:	
8.	If child or spousal support is an issue, give the income of the parties:			
	<i>(Attach proof of current income, most recent income tax return, and most recent Notice of Assessment or Reassessment)</i>			
	Moving Party:	\$	per year for the year 20__	
	Responding Party:	\$	per year for the year 20__	
	Moving Party's Employer:			
	Responding Party's Employer:			
9.	Have you explored any ways to settle the issues still in dispute?			
	<input type="checkbox"/> No		<input type="checkbox"/> Yes. <i>(Give details below)</i>	

10.	Have any of the issues that have been settled been turned into a court order or a written agreement?
<input type="checkbox"/>	No.
<input type="checkbox"/>	Yes. <input type="checkbox"/> An order dated _____ <input type="checkbox"/> A written agreement dated _____ (<input type="checkbox"/> <i>copy attached</i>)
<input type="checkbox"/>	A written agreement (copy attached)
11.	Have the parents attended a family law or parenting education session?
<input type="checkbox"/>	No.
<input type="checkbox"/>	Yes. (<i>Give details.</i>)
12.	What is your proposal to resolve the issues, particularly in relation to the children?
PART 3: FINANCIAL INFORMATION	
13.	If a claim is being made for child support and a claim is made for special or extraordinary expenses under Section 7 of the <i>Child Support Guidelines</i>, give details of the special expenses using Form 70 1(C).
<input type="checkbox"/>	I am claiming special or extraordinary expenses (<input type="checkbox"/> <i>Form 70 1(C) is attached</i>). (<i>Note: You do <u>not</u> need to attach receipts or other documentation that show the amount of expenses you are claiming for each child.</i>)
<input type="checkbox"/>	I am <u>not</u> claiming special or extraordinary expenses
14.	If a claim is made for child support and you claim that the <i>Child Support Guidelines</i> table amount should not be ordered, briefly outline the reasons here.
PART 4: PROCEDURAL ISSUES	
15.	Does any party need an order for the disclosure of documents, a property valuation, or any other matter in this case?
<input type="checkbox"/>	No
<input type="checkbox"/>	Yes (<i>Give details below</i>)

16.	Are any other procedural orders needed?		
	<input type="checkbox"/> No.	<input type="checkbox"/> Yes. (<i>Give details.</i>)	
17.	Has Director of Child Protection been notified of the motion?		
	<input type="checkbox"/> No	<input type="checkbox"/> Yes. (<i>Give details.</i>)	<input type="checkbox"/> N/A (<i>Give reasons below</i>)
18.	Has the Director of Child Protection been involved with these parties at any time in the past?		
	<input type="checkbox"/> No	<input type="checkbox"/> Yes. (<i>Give details.</i>)	<input type="checkbox"/> N/A (<i>Give reasons below</i>)
19.	Has the Office of the Children’s Lawyer been involved with these parties at any time in the past?		
	<input type="checkbox"/> No	<input type="checkbox"/> Yes. (<i>Give brief explanation below.</i>)	<input type="checkbox"/> N/A (<i>Give reasons below</i>)
<p>_____</p> <p>Date</p>			
<p>_____</p> <p>Signature of party or party’s lawyer</p>			

