

FORM 70R  
THE KING'S BENCH (FAMILY DIVISION)  
\_\_\_\_\_ Centre

BETWEEN:

(full name)

petitioner

– and –

(full name)

respondent

**MOTION BRIEF**

A MOTION BY \_\_\_\_\_ is set for hearing  
(name of party)

on \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_, for a period of \_\_\_\_\_.  
(day) (date) (time) (length)

1. The contested issues to be determined are:

- Non-cohabitation
- Parenting arrangements
  - parenting time
  - decision-making responsibility
  - contact
  - other (specify): \_\_\_\_\_
- Declaration of parentage
- Child support
  - table amount
  - special or extraordinary expenses
  - other amount
- Spousal support
- Common-law partner support
- Division of family property
  - equal
  - unequal
- Exclusive occupation of family home
- Partition or sale
- Postponement of sale
- Protective relief, including
  - prohibition against following
  - prohibition against contact/communication
  - prohibition against attendance
  - driving suspension/disqualification (section 15(1) of *The Domestic Violence and Stalking Act*)
  - set aside protection order
  - other (specify): \_\_\_\_\_
- Remission of Arrears
- Financial disclosure
- Costs
- Other (specify): \_\_\_\_\_

2. The following material is relevant to the issues and should be read in preparation for the hearing: *(Where transcripts of examinations are to be used, identify particular questions and answers to be relied upon by page and number.)*

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3. Concise statement of facts. *(optional)*

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4. The position of the \_\_\_\_\_ on the contested issue(s) is:  
*(party)*  
*(Identify each contested issue in a separate paragraph and state your position on that issue.)*

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5.  A specific point of law will be argued on this motion and I have attached the authorities on which I intend to rely. I have highlighted those portions of the authorities which are relevant.

OR

- No specific point of law is intended to be argued and accordingly no authorities are attached.

6.  *(Where child support, income determination, s. 7 re child support guideline contributions, undue hardship or quantum of spousal support are in issue.)* I have attached to this brief all required calculations including tax calculations where applicable.

7. (Where remission of arrears is in issue:)

I have attached all necessary calculations showing the payor's income situation during any period of time for which remission of arrears is sought; and

A copy of the motion to remit arrears was served on the Director of Assistance designated under *The Manitoba Assistance Act* or their authorized representative and the Director under *The Disability Support Act* or their authorized representative on \_\_\_\_\_  
(date)

8. The undersigned does not expect to file any additional material with regard to this motion.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of lawyer or party

\_\_\_\_\_  
(Name of lawyer or party)

\_\_\_\_\_  
(Firm name)

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
(Phone)

\_\_\_\_\_  
(Fax)

\_\_\_\_\_  
(E-mail address)

TO: \_\_\_\_\_  
(other party's lawyer)

OR TO: \_\_\_\_\_  
(other party)