

FORM 70R

File No: FD \_\_\_\_\_

MOTION BRIEF

(Heading as in Form 70A)

MOTION BRIEF

A MOTION BY \_\_\_\_\_ is set for hearing on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, for a period of \_\_\_\_\_.

1. The contested issues to be determined are:

- |  |   |
|--|---|
| <input type="checkbox"/> Non-cohabitation                  | <input type="checkbox"/> Exclusive occupation of family home        |
| <input type="checkbox"/> Parenting arrangements            | <input type="checkbox"/> Partition or sale                          |
| <input type="checkbox"/> parenting time                    | <input type="checkbox"/> Postponement of sale                       |
| <input type="checkbox"/> decision-making responsibility    | <input type="checkbox"/> Protective relief, including               |
| <input type="checkbox"/> joint custody                     | <input type="checkbox"/> prohibition against following              |
| <input type="checkbox"/> primary care and control          | <input type="checkbox"/> prohibition against contact/ communication |
| <input type="checkbox"/> periods of care and control       | <input type="checkbox"/> prohibition against attendance             |
| <input type="checkbox"/> sole custody                      | <input type="checkbox"/> driving suspension/disqualification        |
| <input type="checkbox"/> access                            | (section 15(1) of <i>The Domestic</i>                               |
| <input type="checkbox"/> contact                           | <i>Violence and Stalking Act</i> )                                  |
| <input type="checkbox"/> other ( <i>specify</i> ): _____   | <input type="checkbox"/> set aside protection order                 |
| <input type="checkbox"/> Declaration of parentage          | <input type="checkbox"/> other ( <i>specify</i> ): _____            |
| <input type="checkbox"/> Child support                     | <input type="checkbox"/> Remission of Arrears                       |
| <input type="checkbox"/> table amount                      | <input type="checkbox"/> Financial disclosure                       |
| <input type="checkbox"/> special or extraordinary expenses | <input type="checkbox"/> Costs                                      |
| <input type="checkbox"/> other amount                      | <input type="checkbox"/> Other ( <i>specify</i> ): _____            |
| <input type="checkbox"/> Spousal support                   |   |
| <input type="checkbox"/> Common-law partner support        |   |
| <input type="checkbox"/> Division of family property       |   |
| <input type="checkbox"/> equal                             |   |
| <input type="checkbox"/> unequal                           |   |

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*)

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.)*

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 his or her authorized representative on \_\_\_\_\_.  
(date)

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

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
(Signature of lawyer)

\_\_\_\_\_  
(Name of lawyer)

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

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

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

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

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

TO: (other party's lawyer)  
OR TO: (other party)