

Superior Court of Justice, Family Court

(Name of Court)

Court File Number

FC-15-2492**at 161 Elgin Street, Ottawa, Ontario, K2P 2K1**

(Court office address)

Form 14: Notice of Motion**Applicant(s)***Full legal name & address for service — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).*

Darryl Ross
3705 Riverbreeze Unit D
Ottawa, Ontario
K2J 5G2

*Lawyer's name & address — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).***Respondent(s)***Full legal name & address for service — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).*

Cynthia Holmes
221 Brambling Way
Ottawa, Ontario
K2J 0E4

Lawyer's name & address — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

Alison Boyce
Mann Lawyers LLP
11 Holland Avenue – Suite 300
Ottawa, Ontario
K1Y 4S1

Tel: 613-722-1500**Fax: 613-722-7677****Email: alison.boyce@mannlawyers.com**

The person making this motion or the person's lawyer must contact the clerk of the court by telephone or otherwise to choose a time and date when the court could hear this motion.

TO THE PARTIES:**THE COURT WILL HEAR A MOTION on (date) December 20, 2021****at (time) 10:00 a.m. , or as soon as possible after that time at: (place of hearing)****(Virtually) 161 Elgin Street, Ottawa, Ontario, K2P 2K1**This motion will be made by (name of person making motion) Cynthia Holmes

who will be asking the court for an order for the item(s) listed on page 2 of this notice.



A copy of the affidavit(s) in support of this motion is/are served with this notice.



A notice of a case conference is served with this notice to change an order.

If this material is missing, you should talk to the court office immediately.

The person making this motion is also relying on the following documents in the continuing record: (List documents)

TBD

If you want to oppose this motion or to give your own views, you should talk to your own lawyer and prepare your own affidavit, serve it on all other parties and file it at the court not later than 4 days before the date above. Only written and affidavit evidence will be allowed at a motion unless the court gives permission for oral testimony. You may bring your lawyer to the motion.

IF YOU DO NOT COME TO THE MOTION, THE COURT MAY MAKE AN ORDER WITHOUT YOU AND ENFORCE IT AGAINST YOU.

October 20, 2021
Date of signature



Signature of person making this motion or of person's lawyer

Alison Boyce
Mann Lawyers LLP
11 Holland Avenue – Suite 300
Ottawa, Ontario
K1Y 4S1

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Fax: 613-722-7677

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Typed or printed name of person or of person's lawyer, address for service, telephone & fax number and e-mail address (if any)

NOTE TO PERSON MAKING THIS MOTION: You MUST file a Confirmation (Form 14C) not later than 2:00 p.m. 3 days before the date set out above.

If this is a motion to change past and future support payments under an order that has been assigned to a government agency, you must also serve this notice on that agency. If you do not, the agency can ask the court to set aside any order that you may get in this motion and can ask for court costs against you.

State the order or orders requested on this motion.

1. An interim Order that Mr. Darryl Ross shall pay the Respondent Ms. Cynthia Holmes \$1,318 per month in child support pursuant to his 2019 income of \$87,462 for the parties' two children, namely Charlotte Olive Holmes (born September 4, 2011) and Alice Harriett Holmes (born March 30, 2014) on an ongoing basis.
2. An Order that Mr. Darryl Ross shall pay the Respondent Ms. Cynthia Holmes retroactive child support for the parties' two children, namely Charlotte Olive Holmes (born September 4, 2011) and Alice Harriett Holmes (born March 30, 2014) for the period January 2020 to present in an amount to be determined once Mr. Ross's income is disclosed and calculated from all sources and pursuant to the *Child Support Guidelines*.
3. An Order that Ms. Cynthia Holmes may submit insurance claim reimbursement requests to Mr. Ross's insurance provider directly on behalf of the children.
4. An Order that Ms. Cynthia Holmes shall have sole decision-making responsibility for Alice Holmes and Charlotte Holmes.
5. An Order that contact and parenting time between Mr. Darryl Ross and the children shall take place at her sole discretion.
6. An Order for the disclosure of Mr. Darryl Ross's medical conditions and treatment plans, including but not limited to:
 - a. Mr. Ross's medical conditions related to his alcohol, non-prescription drugs and/or substance abuse;
 - b. Mr. Ross's treatment plans and satisfactory proof of completion;
 - c. Mr. Ross's hospital records since January 2017;
 - d. Programs or services he has received or is currently receiving regarding alcoholism and/or non-prescription drug use.
 - e. Police reports;
 - f. Mr. Ross's plans to return to work at Algonquin College, if any;

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- g. All outstanding disclosure pursuant to the Order of Master Champagne and Master Fortier.
7. An Order that Mr. Ross provide full and frank financial disclosure pursuant to the Child Support Guidelines and on an ongoing basis.
 8. An Order for costs on a full indemnity basis, plus H.S.T. and disbursements.
 9. Any such further Order as counsel may advise and this Honourable Court may deem just.