

ONTARIO COURT (GENERAL DIVISION)

B E T W E E N:

CATHERINE L.E. ROSS

Petitioner
(Wife)

- and -

WILLIAM THOMAS ROSS

Respondent
(Husband)

NOTICE OF CROSS-MOTION

The Respondent will make a cross-motion to a Justice on Thursday, June 23, 1994, at 10:00 a.m. or as soon after that time as the motion can be heard at the Courthouse, 161 Elgin Street, Ottawa;

THE CROSS-MOTION IS FOR:

1. Interim custody of the children of the marriage, namely Khierstyn Laurel Emily Ross, born November 16, 1986, and Hilary Lynne Victoria Ross, born January 27, 1989, or in the alternative, interim joint custody of the said children, together with a further Order providing that the primary residence of the children shall be in the home of the Respondent, subject to reasonable access on reasonable notice by the Petitioner;
2. Interim child support in the amount of \$400 per month, per child, for a total of \$800 per month, to be paid to the Respondent, indexed to the cost of living based on increases in the Consumer Price Index as published by Statistics Canada;

3. An interim Order requiring the wife to designate the husband and the children of the marriage as irrevocable beneficiaries of her life insurance policy or policies;
4. Interim exclusive possession of the matrimonial home known municipally as 1077 Thomas A. Dolan Parkway, Dunrobin, Ontario, and the contents thereof;
5. An interim Order restraining the Petitioner from depleting any assets in her possession or under her control until further order of the court;
6. An Order abridging the time for service of the within cross-motion;
7. Costs on a solicitor and client basis;
8. Such further and other Order as this Honourable Court may deem just.

THE GROUNDS FOR THE CROSS-MOTION are as follows:

- (a) The Divorce Act, 1985, S.C. 1986, c. C-47;
- (b) The Family Law Act, R.S.O. 1990, c. F3;
- (c) The Rules of Court.

THE FOLLOWING DOCUMENTARY EVIDENCE will be used at the hearing of the cross-motion:

1. Affidavit of the Petitioner, sworn June ²⁰, 1994;
2. Financial Statement of the Petitioner, sworn June 16, 1994;
3. Such further and other evidence as counsel may submit and this Honourable Court accept.

Date: June 20, 1994

HAMILTON/APPOTIVE/CALLAN
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Solicitor for the Petitioner