

FORM F31 (RULE 10-6 (3))

No. E12345
Abbotsford Registry

In the Supreme Court of British Columbia

Claimant: Jane Doe

Respondent: John Doe

NOTICE OF APPLICATION

[Rule 21-1 of the Supreme Court Family Rules applies to all forms.]

Name(s) of applicant(s): Jane Doe

To: John Doe

TAKE NOTICE that an application will be made by the applicant(s) to the presiding judge or associate judge at the courthouse at 32375 Veteran's Way, Abbotsford, British Columbia V2T 0K1 on December 1st, 2025 at 9:45am for the order(s) set out in Part 1 below.

The applicant(s) estimate(s) that the application will take 30 minutes.

[Check whichever one of the immediately following boxes is correct]

☒ This matter is within the jurisdiction of an associate judge.

Part 1: ORDER(S) SOUGHT

[Using numbered paragraphs, set out the order(s) that will be sought at the application and indicate against which party(ies) the order(s) is(are) sought.]

1. On an interim and without prejudice basis, John Doe will pay to Jane Doe the sum of \$AMOUNT per month for the support of [name(s) and birthdate(s) of the child(ren)], commencing on STARTDATE and continuing on the 1st day of each and every month thereafter, for as long as the child(ren) is/are eligible for support under the Family Law Act or until further agreement of the parties or Court order.

2. *[Write out any further orders you are seeking in numbered paragraphs]*

Part 2: FACTUAL BASIS

[Using numbered paragraphs, set out a brief summary of the facts supporting the application.]

1. The claimant and the respondent (the "Parties") were married on [DATE].

2. The Parties separated on [DATE]

3. There are two children of the marriage:

(a) [CHILD 1 NAME] [DATE OF BIRTH]

(b) [CHILD 2 NAME] [DATE OF BIRTH]

(collectively, the "Children")

4. The Children live primarily with the claimant, and the respondent has parenting time on [DESCRIBE PARENTING SCHEDULE].
5. The respondent is employed as a [JOB TITLE].
6. The respondent's Financial Statement, filed on [DATE], shows his income as \$AMOUNT.
7. The claimant has not received child support from the respondent since the date of separation.
8. *[Add more facts that directly relate to the orders you are seeking].*

[If any party sues or is sued in a representative capacity, identify the party and describe the representative capacity.]

Part 3: LEGAL BASIS

[Using paragraphs numbered sequentially from part 2 above, specify any rule or other enactment relied on and provide a brief summary of any other legal arguments on which the applicant(s) intend(s) to rely in support of the orders sought.]

1. Pursuant to section 147 of the Family Law Act:
 - (1) Each parent and guardian of a child has a duty to provide support for the child, unless the child
 - (a) is a spouse, or
 - (b) is under 19 years of age and has voluntarily withdrawn from the child's parents' or guardians' charge, except if the child withdrew because of family violence or because the child's circumstances were, considered objectively, intolerable.

[...]
2. Pursuant to section 149 of the Family Law Act:
 - (1) Subject to subsection (3), on application by a person referred to in subsection (2), a court may make an order requiring a child's parent or guardian to pay child support to a designated person.
 - (2) An application may be made by
 - (a) a child's parent or guardian

[...]
3. Pursuant to section 150 of the Family Law Act:
 - (1) If a court makes an order respecting child support, the amount of child support must be determined in accordance with the child support guidelines.

4. *[Add any further legislative provisions or caselaw that may support your application. Explain how the caselaw applies to your situation.]*

Part 4: MATERIAL TO BE RELIED ON

[Using numbered paragraphs, list the affidavits served with the notice of application and any other affidavits and other documents already in the court file on which the applicant(s) will rely. Each affidavit included on the list must be identified as follows: "Affidavit # [sequential number, if any, recorded in the top right hand corner of the affidavit] of [name] made [dd/mmm/yyyy] ".]

1. Affidavit #1 of Jane Doe made [dd/mmm/yyyy].
2. Financial Statement #1 of John Doe made [dd/mmm/yyyy].

TO THE PERSONS RECEIVING THIS NOTICE OF APPLICATION: If you wish to respond to this notice of application, you must, within the time for response to application described below,

- (a) file an application response in Form 32,
- (b) file the original of every affidavit, and of every other document, that
 - (i) you intend to refer to at the hearing of this application, and
 - (ii) has not already been filed in the family law case, and
- (c) serve on the applicant 2 copies of the following, and on every other party one copy of the following:
 - (i) a copy of the filed application response;
 - (ii) a copy of each of the filed affidavits and other documents that you intend to refer to at the hearing of this application and that has not already been served on that person;
 - (iii) if this application is brought under Rule 11-3, any notice that you are required to give under Rule 11-3 (9).

Time for response to application

The documents referred to in paragraph (c) above must be served in accordance with that paragraph,

- (a) unless one of the following paragraphs applies, within 5 business days after service of this notice of application,
- (b) if this application is brought under Rule 11-3, within 8 business days after service of this notice of application, and
- (c) if this application is brought to change, suspend or terminate a final order, to set aside or replace the whole or any part of an agreement filed under Rule 2-1(2) or to change, suspend or terminate an arbitration award filed under Rule 2-1.2(1), within 14 business days after service of this notice of application.

Date: [DATE]

Signature of Jane Doe

☒ applicant ☐ lawyer for applicant

To be completed by the court only:

Order made

- ☐ in the terms requested in paragraphs _____ of Part 1 of this notice of application
- ☐ with the following variations and additional terms:

Date: _____

Signature of

☐ Judge☐ Associate Judge**APPENDIX****THIS APPLICATION INVOLVES THE FOLLOWING:***[Check the box(es) below for the application type(s) included in this application.]*

- | | |
|---|--|
| <input type="checkbox"/> discovery: comply with demand for documents | <input type="checkbox"/> discovery: production of additional documents |
| <input type="checkbox"/> other matters concerning document discovery | <input type="checkbox"/> extend oral discovery |
| <input type="checkbox"/> other matter concerning oral discovery | <input type="checkbox"/> amend pleadings |
| <input type="checkbox"/> add/change parties | <input type="checkbox"/> summary judgment |
| <input type="checkbox"/> summary trial | <input type="checkbox"/> service |
| <input type="checkbox"/> interim order | <input type="checkbox"/> change order |
| <input type="checkbox"/> adjournments | <input type="checkbox"/> proceedings at trial |
| <input type="checkbox"/> appointment of additional expert(s): financial matters | <input type="checkbox"/> other matters concerning experts |
| <input type="checkbox"/> none of the above | |