

FAMILY QUESTIONNAIRE¹

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PLAINTIFF _____
(print full legal name)

DEFENDANT _____
(print full legal name)

The date of the marriage was: _____
(month) (day) (year)

The place of the marriage was: _____
(city/town) (province)

The parties started to cohabit on: _____
(month) (day) (year)

The parties ceased cohabiting on: _____
(month) (day) (year)

The parties ceased cohabiting at: _____
(city/town) (province)

Particulars respecting the Plaintiff:

Address: _____
(complete mailing address)

Date of birth: _____ Place of birth: _____
(month) (day) (year) (city/town) (province)

Surname at birth: _____ Surname at the time of marriage: _____

Marital status at the time of marriage: ☐ Single ☐ Divorced

Res. Ph: _____ Cell: _____ Work: _____

Email: _____ Fax: _____

Employed by: _____ Annual Income: _____

¹ Please note that history lesson is needed to be provided too.

Particulars respecting the Defendant:

Address: _____
(complete mailing address)

Date of birth: _____ Place of birth: _____
(month) (day) (year) (city/town) (province)

Surname at birth: _____ Surname at the time of marriage: _____

Marital status at the time of marriage: ☐ Single ☐ Divorced

Res. Ph: _____ Cell: _____ Wrk: _____

Email: _____ Fax: _____

Employed by: _____ Annual Income: _____

RESIDENCE

Has the **Plaintiff** has been ordinarily resident in the Province of Alberta for at least one year immediately preceding the date of this Statement of Claim? ☐ YES ☐ NO

Has the **Defendant** has been ordinarily resident in the Province of Alberta for at least one year immediately preceding the date of this Statement of Claim? ☐ YES ☐ NO

GROUND

The Plaintiff is seeking a divorce on the grounds of the breakdown of the marriage by reason of:
(choose those which apply)

- ☐ The parties are now separated and will have been separated for at least one (1) year at the determination of the divorce proceeding;
- ☐ The Defendant has, since the celebration of the marriage, committed adultery;
- ☐ The Defendant has, since the celebration of the marriage, treated the Plaintiff with physical or mental cruelty of such a kind as to render intolerable the continued cohabitation of the spouses.

CHILDREN

The particulars of each child of the marriage (which includes a child of one spouse to whom the other spouse stands in the place of a parent) are as follows: *(List all dependent children involved in this proceeding, even if no claims are being made in relation to those children.)*

_____, born _____
(full legal name of child) (month) (day) (year)

_____, born _____
(full legal name of child) (month) (day) (year)

_____, born _____
(full legal name of child) (month) (day) (year)

_____, born _____
(full legal name of child) (month) (day) (year)

The Plaintiff proposes custody for each child as follows:

The Plaintiff proposes access or parenting arrangements for each child as follows:

The Plaintiff proposes financial arrangements for each child as follows:

- ☐ Child Support _____
- ☐ Section 7's _____
- ☐ Health/Dental Insurance _____ ☐ Other special needs? _____

AGREEMENTS

Have the parties have made an agreement regarding the custody, access, parenting arrangements or support of the children or support of each other?

- ☐ NO ☐ YES *(provide date and summarize details of agreement and provide copy, if any)*

COURT PROCEEDINGS

Were there any other court proceedings in regard to the marriage, custody, access, parenting arrangements and support of the children or support of the parties?

- ☐ NO ☐ YES *[provide date(s), summarize details, provide copies of Order(s)]*

SPOUSAL SUPPORT (choose one and give reasons where requested)

- ☐ The Plaintiff is claiming spousal support from the Defendant for the following reasons:
- ☐ The Plaintiff is not claiming spousal support from the Defendant.
- ☐ The Plaintiff proposes spousal support for the Defendant as follows, for the following reasons:

MATRIMONIAL PROPERTY CLAIM (choose that which applies)

- ☐ The parties are habitually resident in Alberta.
- ☐ The last joint habitual residence of the parties was in Alberta.
- ☐ The habitual residence of the parties as at the date of marriage was Alberta, and the parties have not since the marriage established a joint habitual residence.
- ☐ One spouse resides in Alberta and the other spouse is deceased.

AGREEMENTS

- ☐ Have the parties made an agreement regarding matrimonial property?
 - ☐ NO
 - ☐ YES (*provide date and summarize details of agreement and provide copy, if any*)

EXEMPTIONS

Is the Plaintiff claiming exemptions? ☐ NO ☐ YES (*provide details and reasons*)

DIVISION OF PROPERTY (choose one)

- ☐ The Plaintiff claims an equal division of the matrimonial property.
- OR
- ☐ The Plaintiff claims an unequal division of the matrimonial property in favour of the Plaintiff for the following reasons: (*in case where the Plaintiff wishes to combine a claim for division of matrimonial property with a claim for unjust enrichment, add the following clause*)

UNJUST ENRICHMENT CLAIM

- ☐ Is the Plaintiff making a claim of unjust enrichment? ☐ NO ☐ YES (*provide details and reasons*)

REMEDY SOUGHT IN THE ACTION FOR UNJUST ENRICHMENT (*if applicable*)

The Plaintiff makes the following claims in the action for unjust enrichment: (*list all remedies being sought*)

OFFICE USE

- ☐ Conflict of interest investigated
- ☐ Written confirmation from opposing party/solicitor re: not noting default/adjourn
- ☐ PAS notice given to client/other party
- ☐ List of disclosure/financial statement given to client
- ☐ LTO searches and nature of other assets & debts investigated
- ☐ Client provided a current photo of the Defendant
- ☐ Marriage certificate provided/ordered prior to commencing action
- ☐ Terms of retainer?
- ☐ Retainer letter sent to client
- ☐ Retainer letter returned to us by client

NOTES: