ONTARIO

Superior Court of Justice, Family Court
(Name of court)

at 59 Church Street, St. Catharines, ON L2R 7N8
Court office address

Court File Number
FC-23-00000237-0000

Form 13.1: Financial Statement (Property and Support Claims)
sworn/affirmed
September 22, 2023

Applicant(s)

Full legal name	Kristina Lee Fedchyshak
Address	6135 Culp Street Niagara Falls, ON L2G 2B6
Phone & fax	
Email	

Applicant(s) Lawyer

Name	Bernadette M. McCartney Barrister & Solicitor
Address	43 Church Street, Suite 307 St. Catharines, ON L2R 7E1
Phone & fax	Tel: (905) 682-4990 Fax: (905) 682-7755
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Respondent(s)

Full legal name	Steve Fedchyshak
Address	57 Margery Avenue St. Catharines, ON L2R 6J9
Phone & fax	
Email	

Respondent(s) Lawyer

Name	Paul M. Bauerle Protomanni & Associates
Address	43 Church Street, Suite 303 St. Catharines, ON L2R 7E1
Phone & fax	Tel: (905) 685-1010 Fax: (905) 685-1012
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This form is filed by:

☐ applicant ☒ respondent

INSTRUCTIONS

1. USE THIS FORM IF:

   - you are making or responding to a claim for property or exclusive possession of the matrimonial home and its contents; or
   - you are making or responding to a claim for property or exclusive possession of the matrimonial home and its contents together with other claims for relief.

2. USE FORM 13 INSTEAD OF THIS FORM IF:

   - you are making or responding to a claim for support but NOT making or responding to a claim for property or exclusive possession of the matrimonial home and its contents.

3. If you have income that is not shown in Part I of the financial statement (for example, partnership income, dividends, rental income, capital gains or RRSP income), you must also complete **Schedule A**.

4. If you or the other party has sought a contribution towards special or extraordinary expenses for the child(ren), you must also complete **Schedule B**.

*NOTE: You must **fully and truthfully** complete this financial statement, including any applicable schedules. You must also provide the other party with documents relating to support and property and a Certificate of Financial Disclosure (Form 13A) as required by Rule 13 of the Family Law Rules.*

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1. **My name is** *(full legal name)* Steve Fedchyshak

   I live in *(municipality & province)* St. Catharines, Ontario

   and I swear/affirm that the following is true:

PART 1: INCOME

2. I am currently

☐ **employed by** *(name and address of employer)*

☐ **self-employed, carrying on business under the name of** *(name and address of business)*

☒ **unemployed since** *(date when last employed)*
retired from General Motors of Canada in 2007

3. **I attach proof of my year-to-date income from all sources, including my most recent** *(attach all that are applicable)*:

☐ pay cheque stub ☐ social assistance stub ☐ pension stub ☐ workers' compensation stub

☐ employment insurance stub and last Record of Employment

☐ statement of income and expenses/ professional activities (for self-employed individuals)

☐ other (e.g. a letter from your employer confirming all income received to date this year)

4. Last year, my gross income from all sources was $ 134,336.32 *(do not subtract any taxes that have been deducted from this income).*

5. ☐ I am attaching all of the following required documents to this financial statement as proof of my income over the past three years, if they have not already been provided:

- a copy of my personal income tax returns for each of the past three taxation years, including any materials that were filed with the returns. *(Income tax returns must be served but should NOT be filed in the continuing record, unless they are filed with a motion to refrain a driver's license suspension.)*
- a copy of my notices of assessment and any notices of reassessment for each of the past three taxation years;
- where my notices of assessment and reassessment are unavailable for any of the past three taxation years or where I have not filed a return for any of the past three taxation years, an Income and Deductions printout from the Canada Revenue Agency for each of those years, whether or not I filed an income tax return.

Note: An Income and Deductions printout is available from Canada Revenue Agency. Please call customer service at 1-800-959-8281.

OR

☐ I am an Indian within the meaning of the *Indian Act* (Canada) and I have chosen not to file income tax returns for the past three years. I am attaching the following proof of income for the last three years *(list documents you have provided)*:

(In this table you must show all of the income that you are currently receiving whether taxable or not.)

	Income Source	Amount Received/Month
1.	Employment income (before deductions)	$57.73
2.	Commissions, tips and bonuses	
3.	Self-employment income (Monthly amount before expenses:)	
4.	Employment Insurance benefits	
5.	Workers' compensation benefits	
6.	Social assistance income (including ODSP payments)	
7.	Interest and investment income	$552.13

8.	Pension income (including CPP and OAS)	$1,395.59
9.	Spousal support received from a former spouse/partner	
10.	Child Tax Benefits or Tax Rebates (e.g. GST)	
11.	Other sources of income (e.g. RRSP withdrawals, capital gains) *(*attach Schedule A and divide annual amount by 12)*	
	Rental income	$3,476.36
	Taxable Capital Gains	$183.42
	Other	$122.26
	GM Pension in pay	$3,803.05
	Dividends	$1,604.16
12.	**Total monthly income from all sources:**	**$11,194.70**
13.	**Total monthly income X 12 = Total annual income:**	**$134,336.40**

14. Other Benefits

Provide details of any non-cash benefits that your employer provides to you or are paid for by your business such as medical insurance coverage, the use of a company car, or room and board.

Item	Details	Yearly Market Value
	Total	**$0.00**

PART 2: EXPENSES

EXPENSE	Monthly Amount
Automatic Deductions	
CPP contributions	
EI Premiums	
Income taxes	
Employee pension contributions	
Union dues	
SUBTOTAL	**$0.00**
Housing	
Rent or mortgage	
Property taxes	$990.00
Property insurance	$290.00
Condominium fees	
Repairs and maintenance	$500.00
SUBTOTAL	**$1,780.00**
Utilities	
Water	$270.00
Heat	$400.00
Electricity	$360.00
Telephone	$70.00
Cell phone	$100.00
Cable	
Internet	$120.00
SUBTOTAL	**$1,320.00**
Household Expenses	
Groceries	$600.00
Household supplies	$50.00
Meals outside the home	$600.00
Pet care	$125.00
Laundry and Dry Cleaning	$50.00
SUBTOTAL	**$1,425.00**
Childcare Costs	
Daycare expense	
Babysitting costs	
SUBTOTAL	**$0.00**
Transportation	
Public transit, taxis	

Gas and oil	$500.00
Car insurance and license	$625.00
Repairs and maintenance	$300.00
Parking	
Car Loan or Lease Payments	
SUBTOTAL	**$1,425.00**
Health	
Health insurance premiums	
Dental expenses	$100.00
Medicine and drugs	$50.00
Eye care	$50.00
SUBTOTAL	**$200.00**
Personal	
Clothing	$50.00
Hair care and beauty	$40.00
Alcohol and tobacco	$700.00
Education (specify) Alycia	$500.00

Entertainment/recreation (including children)	$1,500.00
Gifts	$300.00
SUBTOTAL	**$3,090.00**
Other expenses	
Life insurance premiums	
RRSP/RESP withdrawals	
Vacations	$400.00
School fees and supplies	
Clothing for children	
Children's activities	
Summer camp expenses	
Debt payments	
Support paid for other children	
Other expenses not shown above (specify)	
SUBTOTAL	**$400.00**
Total Amount of Monthly Expenses	**$9,640.00**
Total Amount of Yearly Expenses	**$115,680.00**

PART 3: OTHER INCOME EARNERS IN THE HOME

Complete this part only if you are making or responding to a claim for undue hardship or spousal support. Check and complete all sections that apply to your circumstances.

1. ☒ I live alone.
2. ☐ I am living with *(full legal name of person you are married to or cohabiting with)*:
3. ☐ I/we live with the following other adult(s):
4. ☐ I/we have *(give number)* child(ren) who live(s) in the home.
5. My spouse/partner ☐ works at *(place of work or business)*
   ☐ does not work outside the home.
6. My spouse/partner ☐ earns *(give amount)* $ per
   ☐ does not earn any income.
7. ☐ My spouse/partner or other adult residing in the home contributes about $ per towards the household expenses.

PART 4: ASSETS IN AND OUT OF ONTARIO

If any sections of Parts 4 to 9 do not apply, do not leave blank, print "NONE" in the section.

The date of marriage is: *(give date)* 14 Feb 1998

The valuation date is: *(give date)* 08 May 2022

The date of commencement of cohabitation is (if different from date of marriage): *(give date)*

PART 4(a): LAND

Include any interest in land owned on the dates in each of the columns below, including leasehold interests and mortgages. Show estimated market value of your interest, but do not deduct encumbrances or costs of disposition; these encumbrances and costs should be shown under Part 5 "Debts and Other Liabilities".

Nature & Type of Ownership *(Give your percentage interest where relevant.)*	Address of Property	Matrimonial Home?	Estimated Market value of YOUR interest		
			on date of marriage	on valuation date	today
Matrimonial home - 100% fee simple	55 and 57 Margarey Avenue, St. Catharines, ON	Yes	$170,000.00	$600,000.00	unknown
100% fee simple	26 Chalmers Street, St. Catharines	No		$550,000.00	unknown
This is all new	141 Pelham Road, St. Catharines owned by 2733790 Ontario Inc.	No	$120,000.00	$550,000.00	unknown
	184 Pelham Road owned by 2733790 Ontario Inc.	No	$140,000.00	$500,000.00	unknown
	16 Ambrose Street, St. Catharines owned by 2733790 Ontario Inc.	No	$90,000.00	$550,000.00	unknown
	4140 and 4152 Chippawa Parkway, Niagara Falls owned by 2733790 Ontario Inc.	No		$650,000.00	unknown
	15. TOTAL VALUE OF LAND		$520,000.00	**$3,400,000.00**	$0.00

PART 4(b): GENERAL HOUSEHOLD ITEMS AND VEHICLES

Show estimated market value, not the cost of replacement for these items owned on the dates in each of the columns below. Do not deduct encumbrances or costs of disposition; these encumbrances and costs should be shown under Part 5, "Debts and Other Liabilities".

Item	Description	Indicate if NOT in your possession	Estimated Market value of YOUR interest		
			on date of marriage	on valuation date	today
Household goods & furniture	@ matrimonial home to be divided in specie				
Cars, boats, vehicles	2016 GMC Terrain			$2,000.00	
	2012 Hyundai Elantra			$500.00	
	2006 Chevrolet Malibu			~~$500.00~~	
	1991 Yamaha Virago			$500.00	
	1994 Yamaha Virago				$500.00
	1988 GMC Truck		$5,000.00		
	1997 Pontiac Grand AM		$25,000.00		
	Gun collection		$10,000.00	$12,000.00	$12,000.00
16. TOTAL VALUE OF GENERAL HOUSEHOLD ITEMS AND VEHICLES			$40,000.00	**$15,500.00**	$12,500.00

PART 4(c): BANK ACCOUNTS, SAVINGS, SECURITIES AND PENSIONS

Show the items owned on the dates in each of the columns below by category, for example, cash, accounts in financial institutions, pensions, registered retirement or other savings plans, deposit receipts, any other savings, bonds, warrants, options, notes and other securities. Give your best estimate of the market value of the securities if the items were to be sold on the open market.

Category	INSTITUTION *(including location)*/ DESCRIPTION *(including issuer and date)*	Account number	Estimated Market value of YOUR interest		
			on date of marriage	on valuation date	today
Chequing account	Toronto Dominion Canada Trust			$100,000.00	
Savings account	Scotiabank			$1,000.00	
Chequing account	CIBC			$13,000.00	$13,000.00
Bank account	Ukrainian Credit Union			$10,000.00	unknown
Bank account	Meridian Credit Union			$80,000.00	unknown
Bank account	Family Credit Union			$200,000.00	unknown
Bank account	RBC - Grantham Plaza			$6,000.00	unknown
Pension in pay	GM Hourly Employee Pension		unknown	unknown	unknown
Investment Account	CIBC Wood Gundy			$535,000.00	$540,000.00
RRIF	Brian Howe & Associates			$34,000.00	
Bank account	Marine Midland - Niagara Falls, New York			$35,000.00	unknown
Bank account	Fleet - Niagara Falls, New York			$30,000.00	unknown
Bank account	Bank of America - Niagara Falls, New York			$35,000.00	unknown
GIC	Bank of Montreal			$100,000.00	
Investment Account	RBC - Grantham Plaza			$200,000.00	
Canada Savings Bonds			$3,000.00		
Stocks	Midland Walwyn		$35,000.00		
RRSP	Toronto Dominion		$30,000.00		
RRSP	Bank of Nova Scotia		$40,000.00		
Treasury Bill	Toronto Dominion Bank		$35,000.00		
Certificate of Deposit	Canada Trust		$12,000.00		
Certificate	Canada Trust		$1,000.00		
Certificate	Victoria & Grey Trust		$1,000.00		
Certificate	Bank of Hong Kong		$2,000.00		
Certificate	Bank of Hong Kong		$1,500.00		
Royal Trust	4 accounts		$6,000.00		
Canada Trust	4 accounts		$10,000.00		

Victoria & Grey Trust	2 accounts		$3,000.00		
Bank account	Bank of Montreal		$1,000.00	$7,500.00	
Bank accounts	Family Savings - 2 accounts		$16,000.00		
Province of Ontario			$60,000.00		
Bank accounts	Toronto Dominion Bank - 3 accounts		$30,000.00		
Bank account	CIBC		$1,500.00		
Bank account	Royal Bank		$1,500.00		
Bank account	Niagara Credit Union		$1,500.00		
Bank account	Bank of Hong Kong		$1,500.00		
Bank account	Marine Midland - Niagara Falls, New York		$20,000.00		
Bank account	Fleet Investments - Niagara Falls, New York		$20,000.00		
Bank account	M&T Investments - Niagara Falls, New York		$20,000.00		
RRSP	Bank of Montreal		$1,500.00		
RRSP	Ukrainian Credit Union		$2,000.00		
17. TOTAL VALUE OF ACCOUNTS, SAVINGS, SECURITIES AND PENSIONS			$356,000.00	**$1,386,500.00**	$553,000.00

PART 4(d): LIFE & DISABILITY INSURANCE

List all policies in existence on the dates in each of the columns below.

Company, Type & Policy No.	Owner	Beneficiary	Face Amount	Estimated Market value of YOUR interest		
				on date of marriage	on valuation date	today
N/A						
18. TOTAL CASH SURRENDER VALUE OF INSURANCE POLICIES				$0.00	**$0.00**	$0.00

PART 4(e): BUSINESS INTERESTS

Show any interest in an unincorporated business owned on the dates in each of the columns below. An interest in an incorporated business may be shown here or under "BANK ACCOUNTS, SAVINGS, SECURITIES AND PENSIONS" in Part 4(c). Give your best estimate of market value of your interest.

Name of Firm or Company	Interest	Estimated Market value of YOUR interest		
		on date of marriage	on valuation date	today
2733790 Ontario Inc.	100% shareholder - owns various properties listed in Part 4 (a) Land		unknown	unknown
19. TOTAL VALUE OF BUSINESS INTERESTS		$0.00	**$0.00**	$0.00

newly formed

PART 4(f): MONEY OWED TO YOU

Give details of all money that other persons owe to you on the dates in each of the columns below, whether because of business or from personal dealings. Include any court judgments in your favour, any estate money and any income tax refunds owed to you.

Details	Estimated Market value of YOUR interest		
	on date of marriage	on valuation date	today
20. TOTAL OF MONEY OWED TO YOU	$0.00	**$0.00**	$0.00

PART 4(g): OTHER PROPERTY

Show other property or assets owned on the dates in each of the columns below. Include property of any kind not listed above. Give your best estimate of market value.

Category	Details	Estimated Market value of YOUR interest		
		on date of marriage	on valuation date	today
21. TOTAL OF OTHER PROPERTY		$0.00	**$0.00**	$0.00

22. VALUE OF ALL PROPERTY OWNED ON THE VALUATION DATE *(Add items* **[15]** *to* **[21]**.*)*	$916,000.00	**$4,802,000.00**	$565,500.00

Valuation Date

PART 5: DEBTS AND OTHER LIABILITIES

Show your debts and other liabilities on the dates in each of the columns below. List them by category such as mortgages, charges, liens, notes, credit cards, and accounts payable. Don't forget to include:

- *any money owed to the Canada Revenue Agency;*
- *contingent liabilities such as guarantees or warranties given by you (but indicate that they are contingent); and*
- *any unpaid legal or professional bills as result of this case.*

Category *(Give your percentage interest where relevant.)*	Details 184 Pelham	Re Matrimonial Home?	Amount owing		
			on date of marriage	on valuation date	today
Mortgage	55 & 57 Margery Avenue, St. Catharines, Ontario	Yes	$40,000.00		
Mortgage	141 Pelham Road, St. Catharines, Ontario	No	$5,000.00		
Mortgage	16 Ambrose Street, St. Catharines, Ontario	No	$60,000.00		
GMAC Car Loan	Re: 1997 Pontiac Grand AM	No	$10,000.00		
23. TOTAL OF DEBTS AND OTHER LIABILITIES			$115,000.00	**$0.00**	$0.00

PART 6: PROPERTY, DEBTS AND OTHER LIABILITIES ON DATE OF MARRIAGE

Show by category the value of your property, debts and other liabilities, calculated as of the date of your marriage. (In this part, do not include the value of a matrimonial home or debts or other liabilities directly related to its purchase or significant improvement, if you and your spouse ordinarily occupied this property as your family residence at the time of separation.)

Category and details	Value on date of marriage	
	Assets	Liabilities
Land *(Does not include matrimonial home value of $170,000.00)*	$350,000.00	
General household items & vehicles	$40,000.00	

- 25,000 CN

Bank accounts, savings, securities, pensions	$356,000.00	
Life & disability insurance	$0.00	
Business interests	$0.00	
Money owed to you	$0.00	
Other property *(Specify.)* stamps, coins, rings, jewelry	$0.00	
55 Margery Street, St. Catharines, Ontario		
184 Pelham Road, St. Catharines, Ontario	$140,000.00	
16 Ambrose Street, St. Catharines, Ontario	$90,000.00	
141 Pelham Road, St. Catharines, Ontario	$120,000.00	
1997 Grand Am	$25,000.00	
1988 GMC Truck	$5,000.00	
Gun Collection	$10,000.00	
Debts and other liabilities *(Specify.)(Excludes matrimonial home debt of $40,000.00)*		$75,000.00
Mortgage - 55 & 57 Margery Street		$40,000.00
Mortgage - 141 Pelham Road		$5,000.00
Mortgage - 16 Ambrose Street		$60,000.00
GMAC - car loan		$10,000.00
TOTALS	**$1,136,000.00**	**$190,000.00**
24. NET VALUE OF PROPERTY OWNED ON DATE OF MARRIAGE *(From the total of the "Assets" column, subtract the total of the "Liabilities" column.)*	$946,000.00	
25. VALUE OF ALL DEDUCTIONS *(Add items [23] and [24].)*	$946,000.00	

PART 7: EXCLUDED PROPERTY

Show by category the value of property owned on the valuation date that is excluded from the definition of "net family property" (such as gifts or inheritances received after marriage).

Category	Details	Value on valuation date
Gift or inheritance from third person Income from property expressly excluded by donor/testator\ Damages and settlements for personal injuries, etc. Life insurance proceeds Traced property Excluded property by spousal agreement Other Excluded Property	4140 & 4152 Chippawa Parkway, Niagara Falls - from late brother's estate	$650,000.00
	26 Chalmers Street, St. Catharines - from late mother's estate	$550,000.00
	CIBC chequing account from late mother's estate	$13,000.00
	Bank of Montreal account from late mother's estate	$7,500.00
	Bank of Montreal GIC from late mother's estate	$100,000.00
	Investment Account - RBC Grantham Plaza from late mother's estate	$200,000.00
	26. TOTAL VALUE OF EXCLUDED PROPERTY	**$1,520,500.00**

PART 8: DISPOSED-OF PROPERTY

Show by category the value of all property that you disposed of during the two years immediately preceding the making of this statement, or during the marriage, whichever period is shorter.

Category	Details	Value
None		
	27. TOTAL VALUE OF DISPOSED-OF PROPERTY	**$0.00**

PART 9: CALCULATION OF NET FAMILY PROPERTY

	Deductions	BALANCE
Value of all property owned on valuation date *(from item [22] above)*		**$4,802,000.00**
Subtract value of all deductions *(from item [25] above)*	**$946,000.00**	**$3,856,000.00**
Subtract total value of all excluded property *(from item [26] above)*	**$1,520,500.00**	**$2,335,500.00**
28. NET FAMILY PROPERTY		**$2,335,500.00**

NOTE: This financial statement must be updated before any court event if it is:

- *more than 60 days old by the time of the case conference,*
- *more than 30 days old by the time the motion is heard, or*
- *more than 40 days old by the start of the trial or the start of the trial sitting, whichever comes first.*

You may update this financial statement by either completing and filing:

- *a new financial statement with updated information, or*
- *an affidavit in Form 14A setting out the details of any minor changes or confirming that the information contained in this statement remains correct.*

Sworn/Affirmed before me at
St. Catharines
municipality

in Ontario
province, state or country

on September 22, 2023
Date

Paul Bauerle
Commissioner for taking affidavits (Type or print name below if signature is illegible.)

Signature

(This form is to be signed in front of a lawyer, justice of the peace, notary public or commissioner for taking affidavits.)