

ONTARIO

Superior Court of Justice Family Court Branch

(Name of court)

at 161 Elgin Street, Ottawa, Ontario K2P 2K1

Court office address

Court File Number
FC-15-2446-0

not filed for Sep 7 Motion
they wouldn't accept

Form 14A: Affidavit

Reply continued (general) dated
September 4, 2018

Applicant(s)

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

Jonathan Kiska

1244 Lampman Crescent, Ottawa, Ontario K2C 1P8
mobile: 613-723-0010 jonathankiska@gmail.com

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

Wade Smith

700-116 Lisgar Street, Ottawa, Ontario K2P 0C2
phone: 613-237-3444 wsmith@bellbaker.com

Respondent(s)

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

Deirdre Moore

7 Vanson Avenue, Ottawa, Ontario K2E 6J1
mobile: 613-261-3520 deirdre_cfa@icloud

Welcome to

The Ottawa Courthouse

F784

Family (SelfRep)

My name is (full legal name) Deirdre Ann Moore

I live in (municipality & province) City of Ottawa

2018-09-04

12:57

Welcome to

The Ottawa Courthouse

F801

Family (SelfRep)

2018-09-04

13:41

and I swear/affirm that the following is true

Set out the statements of fact in consecutively numbered paragraphs. Where possible, each numbered paragraph should consist of one complete sentence and be limited to a particular statement of fact. If you learned a fact from someone else, you must give that person's name and state that you believe that fact to be true.

1. I, the Respondent, must sell my home in order to survive my divorce from the Applicant ("Kiska") and pay for the needs of my children.
2. With the proceeds from the sale, I intend to retain Leighann Burns with whom I met on June 13, 2018 for several hours and whom I am scheduled to meet on September 12, 2018
3. Leighann Burns is not available for the September 7, 2018 Motion as I requested. (see attached pages 3-5 for exhibit A)
4. Kiska has twisted every fact in the grossest of proportions and I beg the Court to assign a Case Management Judge.

From: Deirdre Moore deirdre_cfa@icloud.com
Subject: Email 3 of 3 ... Fwd: Would you please forward to Leighann
Burns ASAP
Date: Sep 3, 2018 at 11:17:14 PM
To: ed@octevaw-cocvff.ca
Cc: jpoloz@eorc-creo.ca

Affidavit of Deirdre Moore,
sworn before me at the City of Ottawa, this
4 day of September, 2018.
[Signature]
A Commissioner for taking affidavits

Sorry for the delay .. I returned with my kids from a weekend away and we are just settled back in now.

Leighann, are you free this Friday at 2:00 for the Motion? As we have already spent a few hours together, I think it would only take me about an hour to brief you on recent events.

If not, I will continue on my own for this week and perhaps we could meet in time for the "settlement" conference (third one) that is scheduled for October 17th (where nothing will be settled).

As my tech is not reliable (I have evidence of it being hacked since September 2017 and have not been able to "shake" the hack despite several attempts and re-purchases), would you please:

- respond to this e-mail,
- try to call me (my iPhone ringer is often "turned off" and my voicemail box is often "full" with "hang ups"
- as well as leave a message with your assistant? (I will try to connect with your office tomorrow.)

Thank you for any help that you are in a position to provide. *

Deirdre Moore
613-261-3520

Sent from my iPhone

Begin forwarded message:

| From: Deirdre Moore <deirdre_cfa@icloud.com>

until the realization that she would have to
sell her house sunk in. JM

* Note that Moore
did not realize that she
had funds to hire a lawyer
3/5

Date: September 3, 2018 at 1:40:19 PM EDT

To: ed@octevaw-cocvff.ca

Cc: jpoloz@eorc-creo.ca

Subject: Fwd: Would you please forward to Leighann Burns ASAP

On March 22nd, my ex-husband's lawyer provided multiple false statements* to the Court which resulted in Justice Audet's decision to award \$0 in interim spousal support. He has also stated that he intends to convince Justice Audet this Friday that her Honour should set interim child support at \$715/month. Furthermore, he has requested that I be prevented from bringing any Motions ... including one that enables me to exercise my right to have the \$1,000,000 matrimonial home sold.

.... to be continued

* I don't think any of his statements were true.

Sent from my iPhone

Begin forwarded message:

From: Deirdre Moore <deirdre_cfa@icloud.com>

Date: September 3, 2018 at 1:32:14 PM GMT-4

To: ed@octevaw-cocvff.ca

Cc: jpoloz@eorc-creo.ca

Subject: Would you please forward to Leighann Burns ASAP

Hi Leighann.

I met with you on June 13 at 10:30 and we discussed my case at length. At

the time, I wasn't in a position financially to retain you for representation.

Sadly, due to:

- a lack of spousal support,
- my inability to secure employment despite my efforts and
- refusal of my ex-husband to sell the matrimonial home

... I have been forced to list my home for sale. However, this means that I am now in a position to retain you.

I desperately need help. Although many who support me have stated that I have done very well "holding my own", my ex-husband and his lawyer appear to believe that they are above the law (and above the Family Law Rules (that goes without saying)).

As we discussed in June, Justice Summers permitted me to amend my Answer to seek extensive damages for violations of the Family Law Rules, Civil Law and the Criminal Code of Canada. Her Honours decision can be reviewed on CanLii.org under Kiska v. Moore.

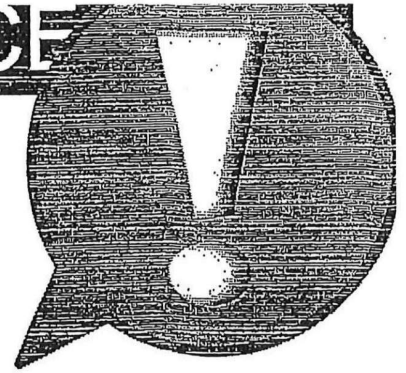
All of the evidence that I need for trial is already in the 9 Volumes of the Continuing Record, including, but not limited to, the documents served (their recent Affidavit remains outstanding, I believe) thus far.

There is a Motion this Friday September 7th at 2:00 p.m. This Motion is a continuance of the Motion held on March 22nd.

I will continue this in the following e-mail

Sent from my iPhone

IMPORTANT NOTICE



FAMILY COURT SUMMARY OF RULE CHANGES*

Effective July 1st, 2018

ITEM	OLD RULE	NEW RULE
Confirmation Form – 14C** All Parties – Serve and File	2 days (2:00pm) Service not required	3 days (2:00pm) 14C now only for Motions must be served
Confirmation Form – 17F** All Parties – Serve and File	n/a	3 days (2:00pm) 17F only for Conferences must be served
Conference Brief** Requesting Party – Serve & File	7 days	6 days
Conference Brief** Responding Party – Serve & File	4 days	4 days
Motion Material – 14**, 14A Moving Party – Serve	4 days	6 days
Motion Material – 14**, 14A Moving Party – File	2 days (2:00pm)	4 days
Motion: Response – 14A Responding Party – Serve & File	2 days (2:00pm)	4 days
Motion: Reply to Response – 14A Moving Party – Serve & File • Optional • Does not apply to 14B Motion	2 days (2:00pm)	3 days (2:00pm)

** use NEW FORMS* 14, 14C, 17B, 17D, 17E, 17F

** please see Rule 3 for help
with counting days

* Amendments to Family Law Rules (O.Reg.114/99) effective July 1, 2018

* NEW FORMS come into effect July 1, 2018

www.ontariocourtforms.on.ca

ONTARIO

Superior Court of Justice, Family Court

(Name of court)

at 161 Elgin Street, Ottawa, Ontario K2P 2K1
Court office address

Court File Number

FC-15-2446-0

Form 6B: Affidavit of Service
sworn/affirmed

September 4, 2018

Applicant(s)

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

Jonathan Kiska
1244 Lampman Crescent, Ottawa, Ontario K2C 1P8
mobile: 613-723-0010 jonathankiska@gmail.com

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

Wade Smith
700-116 Lisgar Street, Ottawa, Ontario K2P 0C2
phone: 613-237-3444 wsmith@bellbaker.com

Respondent(s)

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

Deirdre Moore
7 Vanson Avenue, Ottawa, Ontario K2E 6A9
mobile: 613-261-3520 deirdre_cfa@icloud.com

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

n/a

My name is (full legal name) Deirdre Ann Moore

I live in (municipality & province) City of Ottawa, Ontario

and I swear/affirm that the following is true:

1. On (date) September 4, 2018, at (time) 1:05 p.m., I served (name of person to be served) Wade Smith of BellBaker with the following document(s) in this case:

Name of document

Author (if applicable)

Date when document signed, issued, sworn, etc.

List the documents served

Form 14A
Affidavit Reply (continued)

Deirdre Moore

September 4, 2018

NOTE: You can leave out any part of this form that is not applicable.

2. I served the documents mentioned in paragraph 1 by:

☒ special service. (Go to paragraph 3 below if you used special service.)

☐ mail. (Go to paragraph 4 if you used mailed service.)

☐ same day courier. (Go to paragraph 5 if you used courier.)

Check one box only and go to indicated paragraph.

☐ next day courier. (Go to paragraph 5 if you used courier.)

☐ deposit at a document exchange. (Go to paragraph 6 if you used a document exchange.)

☐ an electronic document exchange. (Go to paragraph 7 if you used an electronic document exchange.)

☐ fax. (Go to paragraph 8 if you used fax.)

☐ email. (Go to paragraph 9 if you used email.)

☐ substituted service or advertisement. (Go to paragraph 10 if you used substituted service or advertisement.)

3. I carried out special service of the document(s) on the person named in paragraph 1 at (place or address)
700-116 Lisgar Street, Ottawa, Ontario K2P 0C2

by: ☐ leaving a copy with the person.

☒ leaving a copy with (name) Maggie Nolan

☐ who is a lawyer who accepted service in writing on a copy of the document.

☐ who is the person's lawyer of record.

☒ who is the (office or position) legal assistant
of the corporation named in paragraph 1.

☐ mailing a copy to the person together with a prepaid return postcard in Form 6 in an envelope bearing the sender's return address. This postcard, in which receipt of the document(s) is acknowledged, was returned and is attached to this affidavit.

☐ leaving a copy in a sealed envelope addressed to the person at the person's place of residence with (name) _____

who provided me with identification to show that he/she was an adult person residing at the same address and by mailing another copy of the same document(s) on the same or following day to the person named in paragraph 1 at that place of residence.

☐ other (Specify. See rule 6 for details.) _____

4. I mailed the document(s) to be served by addressing the covering envelope to the person named in paragraph 1 at:
(Set out address.) _____

which is the address ☐ of the person's place of business.

☐ of a lawyer who accepted service on the person's behalf.

☐ of the person's lawyer of record.

☐ of the person's home.

☐ on the document most recently filed in court by the person.

☐ other (Specify.) _____

5. The document(s) to be served was/were placed in an envelope that was picked up at _____ a.m./p.m. on
(date) _____ by (name of courier service) _____

a private courier service, a copy of whose receipt is attached to this affidavit. The envelope was addressed to the person named in paragraph 1 at: (Set out address.) _____

which is the address ☐ of the person's place of business.

☐ of a lawyer who accepted service on the person's behalf.

☐ of the person's lawyer of record.

☐ of the person's home.

☐ on the document most recently filed in court by the person.

☐ other (Specify.) _____

6. The document(s) was/were deposited at a document exchange. The exchange's date stamp on the attached copy shows the date of deposit. *(Strike out paragraphs 3, 4, 5, 7, 8, 9, 10 and 13.)*
7. The documents were served through an electronic document exchange. The record of service from the exchange is attached to this affidavit. *(Strike out paragraphs 3, 4, 5, 6, 8, 9, 10 and 13.)*
8. The document(s) to be served was/were faxed. The fax confirmation is attached to this affidavit. *(Strike out paragraphs 3, 4, 5, 6, 7, 9, 10 and 13.)*
9. The documents were served by email. Attached to this Affidavit is a copy of the email that the document was attached to. *(Strike out paragraphs 3, 4, 5, 6, 7, 8, 10 and 13.)*
10. An order of this court made on (date) _____ allowed
- ☐ substituted service.
- ☐ service by advertisement. *(Attach advertisement.)*

The order was carried out as follows: *(Give details. Then go to paragraph 13 if you had to travel to serve substitutionally or by advertisement.)*

11. My relationship to, or affiliation with, any party in this case is as follows:
Respondent

12. I am at least 18 years of age.

13. To serve the document(s), I had to travel 9 kilometres. My fee for service of the document(s) is \$ 125.00 including travel.

Sworn/Affirmed before me at Ottawa
municipality

in Ontario
province, state, or country

on September 4th 2018
date

Shirley L. Ford
Commissioner for taking affidavits
(Type or print name below if
signature is illegible.)

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