

Superior Court of Justice Family Court

(Name of Court)

Court File Number  
FC-15-2446-0

Form 14B: Motion  
Form

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

Names of parties: Wade Smith of BellBaker LLP (Lawyer for the Applicant)

Applicant: Jonathan Kiska

Respondent: Deirdre Moore

Hearing date: \* Name of case management judge: Not certain; perhaps Justice Engelking

This form is filed by:

☐ applicant ☒ respondent ☐ (Other, specify.)

This motion is made:

☐ with the consent of all persons affected ☐ with notice to all persons affected – unopposed  
☒ with notice to all persons affected – opposition expected ☐ without notice

**NOTE TO PERSON MAKING THIS MOTION:** If this is a motion to change past and future support payments under an order that has been assigned to a government agency, you must also serve this motion form on that agency. If you do not, the agency can ask the court to set aside any order that you may get in this motion and can ask for court costs against you.

Order that you want the court to make: (If you need more space, add an extra sheet but do not make any changes to this form.)

1. An Order for a change in a temporary Order regarding interim support.
2. If the Court so pleases, an Order that leave be given to Deirdre Moore ("Moore") to bring a Motion for Summary Judgement.

**Laws and rules on which you are relying:** (Give name of statute and section numbers; name of regulation and section numbers; and rule numbers.)

O. Reg. 114/99, r. 14 (1)

WHEN TO MAKE MOTION

14. (1) A person who wants any of the following may make a motion:

1. A temporary order for a claim made in an application.
2. Directions on how to carry on the case.
3. A change in a temporary order. O. Reg. 114/99, r. 14 (1); O. Reg. 544/99, s. 6; O. Reg. 89/04, s. 6 (2).

\* According to Olivia, and her supervisor Tamara, a hearing date is not required in order to serve and file this 14B Form; in fact, I have been prevented from doing so.

FLR-14B-E (2005/09)

Deirdre Moore  
Feb 05/19

Welcome to  
The Ottawa Courthouse

F753

Family (SelfRep)

Olivia ~ 20-30 mins  
2019-02-05 Endorsement 12:45  
≠ Order

**I want the court to deal with this motion:**

- ☐ by relying only on written material. ☒ in a hearing at which affected persons may attend personally.
- ☐ by conference telephone call. (An appointment for such a call must be arranged in advance; see rule 14 of the Family Law Rules.)

**At this motion, I am relying on the following material:**

- ☐ Tabs/pages \_\_\_\_\_ of the continuing record
- ☐ Pages \_\_\_\_\_ of the transcript of the evidence of (name of person) \_\_\_\_\_, dated \_\_\_\_\_

(Relevant parts of the transcript must be highlighted.)

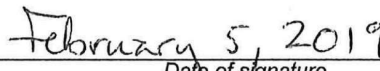
**This party's lawyer** (Give lawyer's name, firm, telephone & fax number and e-mail address [if any]. If no lawyer, give party's name, and address for service, telephone & fax number and e-mail address [if any].)

Deirdre Moore  
1466 Claymor Avenue  
Ottawa, Ontario  
K2C 1S6  
  
613-261-3520  
  
deirdre.faff@gmail.com

**Other party's lawyer** (Give lawyer's name, firm, telephone & fax number and e-mail address [if any]. If no lawyer, give party's name, and address for service, telephone & fax number and e-mail address [if any].)

Wade Smith, Bell Baker LLP  
700-116 Lisgar Street  
Ottawa, Ontario K2P 0C2  
  
(613) 237-3444  
(613) 237-1413  
  
wsmith@bellbaker

  
Signature

  
Date of signature

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

February 5, 2019

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 Ann Moore  
1466 Claymor Avenue, Ottawa, Ontario K2C 1S6  
Phone 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) February 5, 2019, at (time) 1:52 p.m., I served (name of person to be served) Mr. Wade Smith with the following document(s) in this case:

Name of document	Author (if applicable)	Date when document signed, issued, sworn, etc.
Form 14B Motion Form	Deirdre Moore	Feb 5, 2019
Form 14A Affidavit #2 *	Deirdre Moore	Feb 5, 2019
Table of Contents (updated)	Deirdre Moore	Feb 5, 2019

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.)
- ☐ 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.)

Check one box only and go to indicated paragraph.

\* excluding Exhibit A which was served on Kiska through you on December 31, 2018. JML

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) Elizabeth Vaughn

☐ 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) receptionist

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 February 5, 2019  
date

[Signature]  
Commissioner for taking affidavits  
*(Type or print name below if signature is illegible.)*

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