

# **DIVORCE INFO SHEET**

The separation of a married couple for at least one year is the usual basis for a divorce in Canada. Since the court is not interested in who is to blame for the breakup of the marriage, this is called a “**no-fault divorce**”.

A Separation Agreement may be entered into prior to or during the period of separation to decide matters of child custody, support, access and guardianship; spousal maintenance; and the division of family assets (the “Divorce Issues”) - or these issues may be decided later at the divorce application stage. When the spouses have reached agreement on all the Divorce Issues they have an “**uncontested divorce**”.

If a spouse can prove that they have suffered from their spouse’s mental or physical cruelty or that their spouse has committed adultery, they can apply for divorce without waiting a year. However the court must be convinced - based on corroborating evidence - that the cruelty or adultery did actually occur and this may involve investigators, expert witnesses and costly court room lawyers.

**Metro Law deals only with uncontested, no-fault divorces.** Our focus is to create low-cost solutions for you through negotiation and mediation. We don’t go to court - so have no incentive to promote costly court battles.

We believe that a Separation Agreement should be entered into as early as possible. A good Separation Agreement creates a friction-free, livable compromise for all parties - especially the children of the marriage - and provides a healing or cooling-off period which can give rise to reconciliation. If reconciliation is successful, the Separation Agreement is simply torn-up.

Our legal fees are charged at **\$260 per hour** and the legal fees below are the minimum you should expect - government fees, taxes, disbursements, process servers, marriage or divorce certificates and substitutional service are extra. Drop by for a five minute interview so we can review your needs and give you a better estimate of your costs.

<u>Item</u>	<u>Legal Fees</u>	<u>Disbursements</u>	<u>PST</u>	<u>GST</u>	<u>*Total</u>
Uncontested Divorce	\$800.00	\$165.71	\$56.00	\$48.29	\$1,070.00
Uncontested Divorce w/Children	\$1,000.00	\$166.67	\$70.00	\$58.33	\$1,295.00
Separation Agreement (4 hours)	\$1,040.00	\$81.14	\$72.80	\$56.06	\$1,250.00
Marriage/Co-Hab Agreement (3 hrs.)	\$780.00	\$72.76	\$54.60	\$42.64	\$950.00
15 Minute Consultation	\$65.00	\$0.00	\$4.55	\$3.25	\$72.80

*\*Note: court fees of \$218.00 and other governmental charges not included.*

## **METRO LAW OFFICE LLP**

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# DIVORCE QUESTIONNAIRE

Client is Husband Wife Date of Interview: \_\_\_\_\_ Lawyer: \_\_\_\_\_

Date and Place of Marriage: \_\_\_\_\_

Date of Separation: \_\_\_\_\_

Do you have a Separation Agreement: No Yes, copy is attached

Do you have a Marriage Certificate: No Yes, copy is attached

Prior to Marriage Husband was: Unmarried Divorced Widower

Husband's Name on Marriage Certificate: \_\_\_\_\_

Husband's Name at Birth: \_\_\_\_\_

Husband's Date and Place of Birth: \_\_\_\_\_

Husband's Address: \_\_\_\_\_

\_\_\_\_\_ Postal Code: \_\_\_\_\_ Tel: \_\_\_\_\_

Husband was BC Resident since: \_\_\_\_\_ Husband's Ann. Income: \$ \_\_\_\_\_

Prior to Marriage Wife was: Unmarried Divorced Widower

Wife's Name on Marriage Certificate: \_\_\_\_\_

Wife's Name at Birth: \_\_\_\_\_

Wife's Date and Place of Birth: \_\_\_\_\_

Wife's Address: \_\_\_\_\_

\_\_\_\_\_ Postal Code: \_\_\_\_\_ Tel: \_\_\_\_\_

Wife was BC Resident since: \_\_\_\_\_ Wife's Ann. Income: \$ \_\_\_\_\_

Are there children of the marriage who: are under the age of 19, have special needs or still in school?

No Yes, details as follows (attach list if insufficient room)

• Child #1 Name: \_\_\_\_\_

who: is under 19 years and born on \_\_\_\_\_  has Special Needs is in School

• Child #2 Name: \_\_\_\_\_

who: is under 19 years and born on \_\_\_\_\_  has Special Needs is in School

• Child #3 Name: \_\_\_\_\_

who: is under 19 years and born on \_\_\_\_\_  has Special Needs is in School

• Child #4 Name: \_\_\_\_\_

who: is under 19 years and born on \_\_\_\_\_  has Special Needs is in School

Special Requirements: Marriage Certificate Divorce Certificate Process Server Sub-Service

Child Custody/Access Order No Yes: \_\_\_\_\_

Child Support No Yes: \_\_\_\_\_

Spousal Support No Yes: \_\_\_\_\_

Personal Property Claim No Yes: \_\_\_\_\_

Real Estate Claim No Yes: \_\_\_\_\_

Pension Claim No Yes: \_\_\_\_\_

Certificate of Pending Litigation: No Yes: \_\_\_\_\_

Other: \_\_\_\_\_