

IN THE SUPREME COURT OF THE YUKON TERRITORY

S.C. No. \_\_\_\_\_

BETWEEN:

\_\_\_\_\_

Petitioner

and

\_\_\_\_\_

Respondent

ANSWER AND COUNTER PETITION  
(Rule 24)

1. I agree to the following relief sought by the petitioner:

- |                         |   |
|-------------------------|---|
| (a) _____ divorce       | (e) _____ access                          |
| (b) _____ custody       | (f) _____ spousal support                 |
| (c) _____ joint custody | (g) _____ costs from me                   |
| (d) _____ child support | (h) _____ other: ( <i>specify</i> ) _____ |

2. I contest the Petition in the following respects:

3. My reasons for contesting the Petition are:

4. I seek an order granting me:

- |                         |   |
|-------------------------|---|
| (a) _____ custody       | (e) _____ support for myself              |
| (b) _____ joint custody | (f) _____ costs                           |
| (c) _____ access        | (g) _____ other: ( <i>specify</i> ) _____ |
| (d) _____ child support | _____                                     |

5. My reasons for seeking the above relief are:

6. I understand that I must file a Financial Statement in Form 2 if there are children of the marriage, or if financial support or a division of property is requested by myself or my spouse.

7. My address for delivering further documents to me is: (*must be within 16 kilometres of Court Registry*)

Dated at the City of \_\_\_\_\_, in the \_\_\_\_\_, this  
\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Signature of Respondent

COUNTER PETITION

*(Complete only if you wish to sue for divorce yourself)*

1. I seek divorce from the petitioner.
2. I also seek an order granting me:  
*(complete only if different from Paragraph 4 on page 2)*
3. I admit the facts set out in the Petition for Divorce in Paragraphs 4 through 11, 14 and 15, and 17 through 41, except as follows:

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4. There has been a breakdown of the marriage because: *(check appropriate box)*

(a) \_\_\_\_\_ my spouse and I were living separate and apart when this petition was filed, and we will have been separated for at least a year before the divorce hearing

(b) \_\_\_\_\_ my spouse has committed adultery during the marriage, at the following times and places:

\_\_\_\_\_  
*(give place and date; name of person not essential)*

\_\_\_\_\_ my spouse has admitted it to me and I believe it to be true

\_\_\_\_\_ other *(explain)*: \_\_\_\_\_

(c) \_\_\_\_\_ my spouse has treated me with such physical cruelty that living together is intolerable. The details of this, including dates, incidents of cruelty and effect on me has been as follows:

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- (d) \_\_\_\_\_ my spouse has treated me with such mental cruelty that living together is intolerable. The details of this and the effect on me has been as follows:

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*(Complete 5 only if you checked 4(b), (c) or (d) above)*

5. The following facts are true:

- (a) \_\_\_\_\_ I have not encouraged my spouse to act in the manner I have indicated in 4(b), (c), or (d) above;
- (b) \_\_\_\_\_ I am not prepared to forgive my spouse and resume co-habitation as a result of this conduct;

If either of the above are not true, explain: \_\_\_\_\_

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6. My feelings about reconciliation are as follows:

- (a) \_\_\_\_\_ it is no longer possible for me to reconcile with my spouse
- (b) \_\_\_\_\_ I have no desire to try and reconcile
- (c) \_\_\_\_\_ we tried to reconcile our differences in the past, but without success
- (d) \_\_\_\_\_ other: *(specify)*: \_\_\_\_\_

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\_\_\_\_\_  
Signature of Respondent

AFFIDAVIT

I, \_\_\_\_\_, the respondent spouse in this divorce proceeding  
MAKE OATH AND SAY THAT:

1. I have read the entire contents of this Counter Petition.
2. All of the facts set out in this Counter Petition are true to the best of my knowledge, information, and belief.
3. I have not entered into any arrangements with my spouse or any other person to deceive this Court about my grounds for divorce or any other matter set out in the Counter Petition.

SWORN before me at the  
City of Whitehorse, in  
The Yukon Territory this  
\_\_\_ day of \_\_\_\_\_, 20 \_\_\_

\_\_\_\_\_  
A Notary Public in and for the Yukon  
Territory

\_\_\_\_\_  
Signature of Respondent Spouse

The respondent spouse's address for delivery is: *(address must be within 16 kilometres of the Supreme Court Registry)*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

STATEMENT OF SOLICITOR

I, \_\_\_\_\_, am solicitor for the respondent \_\_\_\_\_.  
I certify to this Court that I have complied with the requirements of Section 9 of the  
*Divorce Act, 1985*.

Dated at the City of \_\_\_\_\_, in the \_\_\_\_\_, this  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Signature of Solicitor

Solicitor's address and telephone number: