

**COUNTER PETITION FOR DIVORCE**

*(Complete and attach this document to your Answer only if you are asking for relief that is in opposition to what the Petitioner is seeking)*

**Relief the Respondent is Seeking**

1. The Respondent asks for the following relief: *(choose all that apply)*

- Divorce judgment
- Decision-making responsibility for child(ren);
- Parenting time with child(ren);
- Child support as required by the *Federal Child Support Guidelines*;
- Child support in an amount other than what is required by the *Federal Child Support Guidelines*
- Spousal support;
- Equalization of family property under the *Family Law Act*;
- Exclusive possession of the family home under the *Family Law Act*;
- Costs;
- Other *(specify)*

**Grounds for Divorce:**

2. The Respondent’s grounds for seeking a divorce are *(choose all that apply)*

- Separation: The spouses separated on *(insert date)* and *(choose one of the following)*:
  - they have not lived together since that date;
  - they have lived together again during the following period(s) in unsuccessful attempts to reconcile *(provide dates)*:
  
- Adultery: The Petitioner committed adultery on *(insert date)* by engaging in intimate sexual activity with another person without my

permission. **Note:** *You do not need to name the other person, but if you do, you must serve them with this Petition*

\_\_\_\_\_ Cruelty: The Petitioner has treated the Respondent with physical or mental cruelty of such a nature that continued cohabitation is intolerable.

### Reconciliation

3. Choose **one**:

\_\_\_\_\_ There is no possibility of reconciliation

\_\_\_\_\_ The following efforts to reconcile have been made (*provide details*):

### No Collusion

4. There has been no conspiracy or agreement between the Respondent and the Petitioner, directly or indirectly, for the purpose of subverting the administration of justice and no agreement, understanding or arrangement to fabricate or suppress evidence or to deceive this Honourable Court.

### Information about the Marriage:

5. Choose **one**:

\_\_\_\_\_ The particulars of the marriage and the parties' addresses in the Petition for Divorce are correct.

\_\_\_\_\_ The particulars of the marriage are as follows (*use if the information in the Petition is not correct*):

The particulars of the marriage are:

- a. Date of marriage: \_\_\_\_\_
- b. Place of marriage: \_\_\_\_\_
- c. Petitioner's full name the day before the marriage: \_\_\_\_\_
- d. Respondent's full name the day before the marriage: \_\_\_\_\_
- e. Marital status the day before the marriage:
  - i. Petitioner: \_\_\_\_\_ (*single, divorced, widowed*)
  - ii. Respondent: \_\_\_\_\_ (*single, divorced, widowed*)
- f. Gender on the day before the marriage:
  - i. Petitioner: (*specify*):  
\_\_\_\_\_ *male*,  
\_\_\_\_\_ *female*,

- \_\_\_\_\_ *another gender,*
- \_\_\_\_\_ *information not available*

ii. Respondent: (*specify*):

- \_\_\_\_\_ *male,*
- \_\_\_\_\_ *female,*
- \_\_\_\_\_ *another gender,*
- \_\_\_\_\_ *information not available*

- g. Petitioner's birthday: \_\_\_\_\_
- h. Petitioner's place of birth: \_\_\_\_\_
- i. Respondent's birthday: \_\_\_\_\_
- j. Respondent's place of birth: \_\_\_\_\_
- k. Petitioner's address: \_\_\_\_\_
- l. Respondent's address: \_\_\_\_\_

**Information About Child(ren)**

6. Choose **one**:

\_\_\_\_\_ There are no children of the marriage (go to "Previous Agreements")

\_\_\_\_\_ The names and dates of birth of all children of the marriage in the Petition for Divorce are correct.

\_\_\_\_\_ The names and dates of birth of all children of the marriage are set out below (*use if the information about the children in the Petition is not correct*):

7. The Respondent seeks an order for decision-making responsibility for the following child(ren):

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8. The Respondent seeks an order for parenting time with the following child(ren):

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9. The Respondent proposes the following parenting arrangements:

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**Financial Arrangements for the Child(ren)**

10. Choose **one** and provide details:

- The Respondent proposes the following financial arrangements for the care and support of the child(ren):
  
- The Respondent and the Petitioner have made the following financial arrangements for the care and support of the child(ren):

**Previous Agreements**

11. Choose **one**:

- The particulars of all written or oral agreements between the Respondent and the Petitioner regarding financial support for the Respondent or the Petitioner and for parenting time, decision-making responsibility and financial support for the child(ren) are as follows:
  
- There are no such agreements.

**Information about Other Court Orders or Proceedings**

12. Choose **one**

- There have been no other court proceedings.
  
- The particulars of all court proceedings regarding the marriage, financial support of either the Respondent or the Petitioner, or the child(ren), and parenting time, decision-making authority, custody or access to the child(ren) stated in the Petition are correct.
  
- The particulars of all court proceedings regarding the marriage, financial support of either the Respondent or the Petitioner, or the child(ren), and parenting time, decision-making authority, custody or access to the child(ren) are as follows (*check all that apply*):

- \_\_\_ Proceedings/orders under the *Children's Law Act*;
- \_\_\_ Proceedings/orders under the *Family Law Act*;
- \_\_\_ Proceedings/orders under the *Protection Against Family Violence Act*;
- \_\_\_ Proceedings/orders/measures/undertakings/recognizances in relation to matters of a criminal nature;
- \_\_\_ Proceedings/orders/measures under the *Child and Family Services Act*;
- \_\_\_ Other (*specify*)

13. *If you are making other claims, such as equalization of family property or exclusive possession of the family home, provide the details here.*

**LAWYER'S CERTIFICATE**

*(Not required if Respondent is self-represented)*

I, \_\_\_\_\_ am the Respondent's lawyer. I certify that I have complied with the requirements of s. 7.7 of the *Divorce Act* regarding reconciliation and the duty to discuss and inform.

\_\_\_\_\_  
*Lawyer's signature*

\_\_\_\_\_  
*Date*

The Respondent may be served at the following address:

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

\_\_\_\_\_  
*Respondent or Lawyer's signature*

\_\_\_\_\_  
*Date*