

This is the **1st** affidavit
of **John James Doe** in this case,
and was made on **1 March 2013**

Court File No.: **E131234**
Court Registry: **Vancouver**

In the Supreme Court of British Columbia

Claimant:

JOHN JAMES DOE

Respondent:

JANE JANICE DOE

AFFIDAVIT

I, **JOHN JAMES DOE**, bricklayer, of **123 King Street** in the City of **Vancouver**, in the Province of British Columbia, SWEAR (OR AFFIRM) THAT:

1. I am the Claimant in the proceeding herein and as such have personal knowledge of the facts and matters hereinafter deposed to save and except where the same are stated to be based upon information or belief and where so stated I verily believe the same to be true.
2. I am 38 years old and am normally employed as bricklayer. I was laid off from my position at ABC Bricklaying three months ago and I am presently collecting EI benefits.
3. The Respondent is 38 years old and is employed as the manger of a cell phone store, earning about \$65,000 per year. I do her income tax returns and am familiar with her income.
4. The Respondent and I began to live together in 1995 and were married in 1996.

5. We have two children, Jennifer, who is 13 years old, and Jeffrey, who is 11 years old.
6. The Respondent and I separated on 1 January 2012. I moved out of the family home a few months later, and in the time that has passed the Respondent and I have worked out a parenting schedule which divides the children's time equally between our homes.
7. This court proceeding started on 1 January 2013 when negotiations failed and I filed a Notice of Family Claim.
8. The Respondent has recently discussed travelling with the children to Louisiana and cashing in some of her RRSPs to pay for the trip and her living expenses. This worries me as the Respondent often talked about quitting her job in the city to move back to her family's home – her mother and father have a home on acreage in the bayou – and starting a new life fishing for catfish and trapping alligators.
9. The children have lived in Vancouver all their lives, and there is no future for me in Louisiana. I cannot agree to the children relocating to the bayou. I see them now about half of the time they're not in school, and I would only be able to travel to Louisiana twice a year. The children's relationship with me would be weakened significantly. On top of this, it's the middle of the school year, and if the Respondent takes the children now they will be taken out of the school they've gone to all their lives and introduced to a new school and a new curriculum only a few months before the end of the school year.
10. I also oppose the Respondent's plans to dispose of our family property until the nature and extent of the family property and family debt have been determined. We don't have a lot of assets, and our RRSPs are our main savings and how we had planned on paying for our retirements.
11. As a result, I am asking for an order that the Respondent be restrained from removing the children from the Vancouver area without my express written consent, and an order that the

Applicant be restrained from disposing of our RRSPs, any other family property and any other property at issue between us. I also ask for my costs of this application.

SWORN (OR AFFIRMED) BEFORE)
ME at Vancouver, British Columbia, this 1st)
day of March, 2013.)

Anne Attorney

A Commissioner for taking Affidavits for
the Province of British Columbia

John Doe

JOHN JAMES DOE

Anne Attorney
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