

## Nova Scotia Spousal Support Decisions, 2005- April 2007

### A Appellate Decisions

*Pettigrew v. Pettigrew*, [2006] N.S.J. No. 321, 2006 NSCA (Hamilton J.A.), affirming [2005] N.S.J. No. 616, 2005 NSSC 219 (Stewart J.)

Married 29 years, separated 2003, 2 children now grown

Husband retired from military in 1994; worked in Saudi Arabia and now Australia; income \$110,000

Wife worked at odd jobs during marriage; not employed since 1995; employment after separation;

Income \$20,141 (including her half of husband's divided military pension)

Trial judge ordered spousal support of \$2,900/mo. after considering relevant factors and SSAG

(Range: \$2,808-\$3,744, mis-stated to be \$3,257-\$3,744 by trial judge)

Husband argues award too high and trial judge erred in using the SSAG

rather than assessing the evidence herself and applying the law

Appeal dismissed; trial judge thoroughly assessed the evidence and the applicable law;

referred to Guidelines only as a "cross-check and amount ordered less than amount indicated by the Guidelines

*Dillon v. Dillon*, [2005] N.S.J. No. 548, 2005 NSCA 166 (Bateman J.A.)

Together 16 years (married 11), 1 child 17, now shared custody

Husband \$60,500 as mariner

Wife \$15,000 as waitress, really \$16,712

Trial judge made income errors, support adjusted on appeal

Child support \$499-\$127=\$371

Spousal support \$400/mo., no reference to Guidelines

(Range estimated: \$483-\$918, but if wife \$16,712, \$405-\$852)

*Lu v. Sun*, [2005] N.S.J. No. 314, 2005 NSCA 112 (Hamilton J.A.)

Married 9 years, 1 child 20 with wife, away at university 8 months

Retroactive child and spousal support, husband's income increased, but little support

Husband earns \$98,800 at U.S. university, new wife earns \$40,000US, 2 children

Wife earns \$18765 as part-time language instructor

Trial decision going forward: child support \$766 table when home, half table \$383 at school

Husband to pay 76% of s. 7 expenses, total \$12,366

Spousal support \$1,000/mo., upheld, no support paid 1992-2004

Husband refers to Advisory Guidelines, but not before trial judge

Not clear that spousal support awarded fell outside Guidelines parameters

(Without child support range estimated: \$900-\$1,201, 4.5 to 9 years)

(Post-secondary formula range estimated: \$699-\$932)

### B The Without Child Support Formula

#### (i) Decisions Applying the Advisory Guidelines

*Shurson v. Shurson*, 2007 CarswellNS 142, 2007 NSSC 101 (Legere-Sers J.)

Married 28 years, 3 children, youngest (22) in university, father pays her \$925/mo.

Husband 53, wife 50 (47 at separation), husband armed forces

Spousal support of \$2,500/mo. paid 2004-2006

Guidelines support indefinite support, but subject to review when pension divided

Wife earns \$22,747 working 80% part-time, income imputed of \$25,000, even \$30,000

Husband earned \$160,000 in 2006 (\$140,000 other years), work and pension, repartnered

Spousal support of \$3,500/mo. ordered

(Range estimated: \$3,391-\$4,521 if \$160,000 and child support considered)

*Adams v. French*, 2007 CarswellNS 97 (S.C.)(Wilson J.)

Married 4 years (cohabited 4 ½), 2<sup>nd</sup> marriage, each adult children

Unequal division of matrimonial assets, husband keeps premarital RRSPs, 66% of house

Husband chartered accountant, earned \$68,600 in 2005

Wife in photography business, then real estate broker, earned \$23,900 in 2005

No compensatory support, as wife established career during marriage

Range: \$250-\$330/mo., 2 to 4 years (global range: \$6,000-\$17,820)

Lump sum spousal support of \$7,500 ordered

*Horne v. Horne*, [2007] N.S.J. No. 78, 2007 NSSC 61 (Legere-Sers J.)

Married 25 years, husband 48, wife 49, 2 adult children, traditional marriage

Husband CN Rail, earns \$78,800, but on disability for part of 2006

Wife part-time with Liquor Commission, part-time grocery store, \$22,000

Interim spousal support of \$1,500, Guidelines considered, “under” Guidelines

(Guidelines range estimated: \$1,775-\$2,366)

*C.E.H. v. D.W.S.*, [2007] N.S.J. No. 7, 2007 NSFC 1 (Comeau C.J.F.C.)

Together 15 years (3 married), no children

Husband earns \$59,061 for municipality, wife employment insurance \$4,785

Both involved in losing property rental business, wife as manager

2004 consent order: \$1,200/mo. indefinite, review 2 years later

Agreement so Advisory Guidelines not used, \$1,200 continued

Guidelines would reduce amount (?) [but range \$1,018-\$1,357 estimated]

*Pentz v. Cutscliffe*, [2006] N.S.J. No. 544, 2006 NSFC 49 (J. Campbell J.)

Together 18 years, wife 58, husband 46, no children

Husband letter carrier, earns \$48,000

Wife earns \$8,000 as personal care worker

Wife seeks indefinite support, husband says maximum 6 years

Range: \$900-\$1,200, 9 to 18 years

Non-compensatory support, for 4 years at \$990/mo.

*Rushton v. Rushton*, [2006] N.S.J. No. 207, 2006 NSSC 149 (S.C.)(LeBlanc J.)

Married 37 years, 3 grown children, husband 60, wife 59 (56 at separation)

Husband owns service station, leasing it for \$30,000/yr.

Wife working part-time for daughter, earns \$12-\$12,500/yr.

Guidelines considered, spousal support of \$600/mo. ordered, “slightly less”

(But range \$562-\$750, indefinite)

*A.A.C. v. M.A.B.*, [2006] N.S.J. No. 169, 2006 NSSC 136 (S.C.F.D.)(B. MacDonald J.)

Married 18 years, 2 children, last marrying July 2006, child support to end then, wife 48

Spousal support paid for one year, 1998-99, \$600/mo.

Wife agreed to no support in 1999, but reserved right to claim

Wife now earns \$40,500, husband earns \$53,500

No non-compensatory claim, so compensatory only

Range stated as \$304 to \$405, for 9 to 18 years, but wife claiming 9 years after separation

\$300/mo. ordered for one year

*H.E.H. v. S.L.H.*, [2005] N.S.J. No. 472, 2005 NSFC 19 (F.C.)(Levy J.F.C.)

Married 32 years, 2 adult children, wife 51

Wife housecleaner part-time, earns \$5,400

Husband machine operator, earns \$30,636, new partner

Support fixed at \$840/mo., 40% of gross income difference

Based on husband’s low income, his payment of medical/drugs for wife, new partner

(Range: \$789-\$1,051)

*Bishop v. Bishop*, [2005] N.S.J. No. 324, 2005 NSSC 220 (N.S.S.C.)(LeBlanc J.)  
Together 13 years, 12 married, no children, wife 47 at separation  
Wife health problems, irritable bowel syndrome, depression, etc., unable to work  
Husband corporal in Armed Forces, earns \$57,300, cohabiting with partner and her 2 children  
Range reported as \$1,188-\$1,584 (but actually \$931-\$1,241)  
\$1,000 per month, for 10 years (11 in total), ordered

*Coolen v. Coolen*, [2005] N.S.J. No. 155, 2005 NSSC 78 (N.S.S.C.)(Warner J.)  
Married 25 years, review of \$900 order made in 2003  
Husband makes \$42,400, wife \$9,800 disability plus imputed employment  
Both new partners, wife's deficit \$575 (sharing new home)  
Range \$1,018-\$1,358, support reduced to \$750

*Denton v. Denton*, [2005] N.S.J. No. 245, 2005 NSSC 155 (N.S.S.C.)(Moir J.)  
Together 23 years, 19 married, wife 55 at separation  
Wife hairdresser, working part-time only \$8,000, imputed \$30,000 full-time  
Husband works overtime, income fixed at \$60,000  
Range \$863-\$1,150  
Support reduced to \$750, as husband larger debt load and equalization payment

## **(ii) Decisions Not Applying the Advisory Guidelines**

*Edwards v. Edwards*, [2007] N.S.J. No. 117, 2007 NSSC 84 (Gass J.)  
No entitlement to spousal support, husband seeking support  
Short second marriage, wife earns \$57,792, husband \$25,600  
No sacrifices, no dependence, husband living off investments

*Ferla v. Ferla*, [2007] N.S.J. No. 41, 2007 NSSC 30 (Ferguson A.C.J.)  
Married 31 years, 2 adult children, husband earns \$22,200, wife \$20,200  
No ability to pay, \$1 per year, review after property divided

*Stening-Riding v. Riding*, [2006] N.S.J. No. 295, 2006 NSSC 221 (Dellapinna J.)  
Married 30 years, 1 adult child, wife 59, husband 62  
2003 agreement and order: spousal support of \$5,500 for 9 mos., then \$4,535 after  
if husband's income reduced below \$200,000, then 20% for support  
if his income below \$80,000, zero support  
Wife's income then zero, husband's \$247,200  
Wife then applies to vary, using Guidelines, husband's income risen to \$448,275  
Wife argues amount under agreement significantly below Guidelines amount and hence unfair  
Wife's income \$21,864 from investments, rental, Ph.D. but no employment  
*Miglin* analysis, no significant departure from Divorce Act objectives,  
Guidelines considered but not applied

*Pelrine v. Pelrine*, [2006] N.S.J. No. 465, 2006 NSSC 346 (Gass J.)  
Long marriage, equal incomes, \$40,000, no need, no support

*Stutz v. Stutz*, [2006] N.S.J. No. 306, 2006 NSSC 228 (Campbell J.)  
No spousal support to husband, as he underemployed

*Coady v. Coady*, [2006] N.S.J. No. 530, 2007 NSSC 394 (Williams J.)  
Married 21 ½ years, husband 61, wife 57, 2 adult children, separated 1993  
Husband mayor in 1993, earning \$92,000, part tax-free  
Wife no income, depression, stayed in matrimonial home, delayed payment to husband  
Spousal support \$3,500/mo. agreed in 1993, reduced in two stages to \$3,158 in 1997  
Husband unilaterally reduced to \$1,083/mo. later in 1997

Interim without prejudice variations, to \$2,000/mo. in 2003, to \$1,000/mo. in 2005  
Husband now receiving only pension, \$28,236, remarried, new wife \$27,600  
Wife receives pension and rent, \$13,158/yr., daughter lives with her rent-free  
Guidelines “of limited utility here”, retroactive spousal support

1998: \$1,900/mo. (estimated range: \$1,586-\$2,114)

1999: \$1,900 (range: \$1,662-\$2,216)

2000: \$1,900 (range: \$1,701-\$2,268)

2001: \$2,000 (range: \$1,886-\$2,515)

2002: \$2,000 (range: \$1,833-\$2,444)

2003: \$1,900 (range: \$2,021-\$2,695)

2004: \$1,600 (range: \$2,135-\$2,847)

2005: \$1,200 (range: \$989-\$1,305)

2006: \$650 (range: \$405-\$540), indefinite

Equalization payment from wife offset against retroactive support

*Gannon v. Williams*, [2006] N.S.J. No. 128, 2006 NSSC 46(Legere-Sers J.)

No spousal support to husband, no entitlement

*Dolomont v. Dolomont*, [2006] N.S.J. No. 51, 2006 NSSC 25 (Lynch J.)

\$1,300/mo. spousal support varied down to \$500, after husband’s retirement, *Boston* applied

*J.R. v. C.R.*, [2005] N.S.J. No. 502, 2005 NSSC 336 (Lynch J.)

No spousal support, 7 years together, no disadvantage, wife chose not to work

*Carmichael v. Carmichael*, [2005] N.S.J. No. 465, 2005 NSSC 318 (Forgeron J.)

No spousal support, but occupation rent

*Auclair v. Auclair*, [2005] N.S.J. No. 458, 2005 NSSC 261 (Legere-Sers J.)

Married 18 years, divorced 1996, children older, wife 58, husband 53

Husband paying \$1,300 combined child and spousal support

Husband retired from Armed Forces, income reduced to \$32,208, remarried, new wife \$17,937

Wife receives \$4,094 pension, repartnered, new husband retired, income \$35,412

Spousal support reduced to \$300/mo., repartnering, wife’s failure to seek employment

(Range estimated: \$632-\$843)

## **C The With Child Support Formula**

### **(i) Decisions Applying the Advisory Guidelines**

*Horvath v. Horvath*, [2007] N.S.J. No. 90, 2007 NSSC 70 (Wilson J.)

Married 8 years, 2 children 11 and 8, with wife, husband 35, wife 40

Wife unemployed, limited income as casual teacher’s aide

Husband electrician earns \$53,540, in bankruptcy

Child support \$763

Spousal support entitlement, Guidelines range \$664-\$903/mo.

Support of \$650/mo., indefinite, as wife some ability to earn

*J.E.M. v. L.G.M.*, [2007] N.S.J. No. 69, 2007 NSSC 52 (B. MacDonald J.)

Married 18 years, children 14 and 12 with wife

Husband works for federal government, earns \$56,694

Wife income from investments \$3,460/yr.

Child support \$796, plus all s. 7 expenses, equal division of property

Husband offers \$450 based on Guidelines (using higher income for wife)

Guidelines range: \$499-\$763, order for \$550/mo.

*Kays v. Kays*, [2007] N.S.J. No. 1, 2007 CarswellNS 2 (Legere Sers J.)  
Together 2 years and 3 months, (married 15 mos.), 1 child 5, mother's 16-year-old  
Husband retired from Armed Forces 2003, now engineering co., earns \$95,226  
Dec. 2002 consent order: child support \$950, spousal \$1,150, plus \$1,500 house expenses  
Corollary relief judgment 2005: child support \$680, spousal \$1,519  
Wife 34 (31 separation), teacher in England, returning there  
Wants to do 4 ½ year nursing degree, but no serious employment effort  
Child support \$803/mo., husband also pays \$700/mo. for another child  
Counsel criticized for no Guidelines calculations  
Spousal support \$1,519/mo. for 5 mos., \$1,000 for 7 mos., then end, 5 yrs paid total  
[Estimated range if wife no income: \$1,604-\$2,074; if \$20,000 imputed, \$795-\$1,394]

*McIntyre v. McIntyre*, [2006] N.S.J. No. 529, 2006 NSSC 380 (Warner J.)  
Interim support, 3 children, 5, 3 and 1, oldest autistic  
Husband earns \$75,500, wife earns \$30,000 as self-employed chiropractor  
Child support \$1,371/mo.  
S. 7 expenses: \$866/mo. child care, \$362/mo. special diet, husband pays \$450, wife \$189  
Guidelines range: 0 to \$384; at zero, 44% INDI to wife, 62% cash flow  
Wife's budget no deficit, only low income imputed, zero interim spousal support

*H.P. v. D.P.*, [2006] N.S.J. No. 511, 2006 CarswellNS 560 (Levy Fam.Ct.J.)  
Married over 15 years, 2 children 15 and 11, with wife  
Husband earns \$24,459 at building supply store, wife \$14,712 in retail  
Child support \$362/mo., tax advantages to spousal support over s. 7 expenses  
Spousal support \$175/mo., even though Guidelines range: 0 to 0  
Support for 18 months until divorce and sale of home

*Galbraith v. Lavoie*, [2006] N.S.J. No. 254, 2006 NSSC 202 (Ferguson A.C.J.S.C.F.D.)  
Married 12 years, 2 children 14 and 11, with wife, husband 47, wife 41 (37 at separation)  
2004 order: child support \$1,079, spousal support \$1,700/mo., wife then no income, home during marriage  
Husband applies to vary or terminate, based on self-sufficiency issues  
Husband still earning \$83,000, wife obtains job before trial earning \$26,000  
Guidelines considered, no range stated (range estimated as \$485-\$1,146)  
Spousal support varied to \$750/mo., 3 1/2 more years (7 1/2 years total)

*D.P.O v. P.E.O*, [2006] N.S.J. No. 205 (N.S.S.C.F.D.) (B.A. MacDonald J.)  
Together 6 years (married 4); 1 child with wife; separation 2001  
Interim order in 2003: child support \$417/mo; spousal \$1000/mo  
Husband's income \$69,708/yr; child support \$605/mo  
Wife health issues and unable to work  
Range under guidelines \$1,377 - \$1754/mo indefinite and subject to review when child is 12; but spousal support of \$900/mo ordered subject to review when child turns 13  
Order to leave husband with NDI of \$2,852/mo and wife with \$1857/mo; wife's needs based on budget found to be at least \$1830/mo; wife has obligation to become self-sufficient

*Boucher v. Boucher*, [2006] N.S.J. No. 129, 2006 NSSC 88 (S.C.F.D.)  
(Legere-Sers J.)  
Married 13 years, 4 children (24, 22, 20, 18), separated 1993, wife 53 now (43 then)  
Husband doctor, earns \$294,735, remarried  
Wife no income  
Husband supported all four children, paying child and spousal totalling \$52,000/yr.  
Advisory Guidelines suggest 13 year maximum duration, hybrid formula  
(Range \$4,000 to \$5,330, but self-sufficiency issues)  
Support for 3 more years: \$3,000/mo. 2006; \$2,500/mo. 2007; \$2,000/mo. 2008

*Puddifant v. Puddifant*, [2005] N.S.J. No. 558, 2005 NSSC 340 (S.C.F.D.)(Gass J.)

Married 12 years, 1 child 16 with husband, wife 42 (33 separation), husband 46  
Wife mental illness, CPP disability and investments, \$14,918, no child support  
Husband in Armed Forces, retired 2004, new partner nurse  
Husband receives \$37,823, but \$4,667 his share of divided pension, so \$33,156  
Husband applies to terminate \$600/mo. spousal support  
Reduced to \$300/mo., disability exception considered, support for 3 more years (total 12)  
(Range \$198 to \$264 under custodial payor, \$253 to \$337 if no pension deduction)

*Wittich v. Wittich*, [2005] N.S.J. No. 377, 2005 NSSC 265 (S.C.F.D.)(B. MacDonald J.)  
Married 10 years, wife 54 (52 at separation), one child 16 with father  
Romantic relationship for 6 years before marriage,  
lived in same house while wife still married to first husband  
But not count as cohabitation for pension division  
Wife homemaker, pension income from divided pensions of \$6,540/yr.]  
Husband earns \$80,762 from job and pensions, promised to take care of wife  
Guidelines rejected, no time limits, “significant dependency”, larger amount  
Indefinite order, \$2,100 per month  
[Custodial payor range: for 10 years, \$755-\$1,007, 5 to 10 years  
for 16 years, \$1,208-\$1,611, indefinite as rule of 65 applies, disability exception?]

*Skipton v. Skipton*, [2005] N.S.J. No. 83, 2005 NSSC 43 (N.S.S.C.)(Warner J.)  
Together 9 years (married 7), one child age 8, wife 32 at separation  
Husband \$57,000 in military, wife \$5,700 employment insurance  
Both formulas applied, with and without child support, as “check”  
Formula calculated by arithmetic, low end of range reported as \$616. \$616 ordered.  
(Range by Divorcemate: \$793-\$1,133)

*Anderson v. Anderson*, [2005] N.S.J. No. 176, 2005 NSSC 94 (N.S.S.C.)(Warner J.)  
Together 12 years (married 11), custody in dispute, 2 children placed in husband’s custody  
Husband makes \$50,000, wife now cohabiting and no income  
Wife seeks \$500 per month for 14 months as spousal support  
Wife’s request less than guidelines, so support ordered as requested.  
(Hybrid formula: \$554-\$738, for 6-12 years)

*Pelletier v. Pelletier*, [2005] N.S.J. No. 273, 2005 NSSC 178 (Nathanson J.)  
Together 21 years (married 19), 2 children 19 and 17, split custody  
Husband in Armed Forces, earns \$56,000, new partner and her 4 children  
Wife personal care attendant, earns \$22,200  
Child support under s. 8, \$455-\$160=\$295, plus \$2,000/year s. 7 expenses for tuition  
Spousal support \$300/mo., for 5 years unless earlier varied  
Amount “generally in accord with” Advisory Guidelines, states court  
(Range estimated: \$488-\$834, indefinite)

## **(ii) Decisions Not Applying the Advisory Guidelines**

*Callahan v. Callahan*, [2007] N.S.J. No. 65, 2007 NSSC 46 (Coady J.)  
Married 19 years, 2 children 20 and 15, younger with wife  
Husband earns \$62,000 at Aliant, wife earns \$6,000, part-time, Legion  
Child support \$540, equal division of assets  
Interim spousal support \$700/mo. from June 2005 (\$500 before)  
Wife entitled to spousal support, traditional marriage  
Support \$1,000/mo., review in 4 years  
(Range estimated: \$871-\$1,205)

*Vanderlinden v. Vanderlinden*, [2007] N.S.J. No. 107, 2007 NSSC 80 (Campbell J.)  
Together 7 years (married 5), 1 child 6

Husband ex-military, pension, \$60,000  
Wife student loan debt \$16,000, going to CompuCollege, tuition \$15,850  
Wife no income  
Child support \$523 (\$450 before)  
As self-reps, negotiate agreement August 2005 using Guidelines:  
Spousal support at \$1,100/mo. for 65 months, \$71,400  
Wife accepted \$600/mo. for 3 years, husband assumed all debts  
Then \$13,800 left to pay, at \$115/mo. afterwards  
Miglin/property: not substantial compliance, unfair re debts  
Husband relieved of wife's student loan payments and \$13,800 support  
Continue \$600/mo. to August 2008, wife graduates April 2007  
Criticisms of *without child support* formula, but this *with child support* formula  
(Guidelines range estimated: *with child support* formula, \$1,153-\$1,460 after May 2006)  
(Range before May 2006, child support \$450, spousal \$1,049-\$1,313, mid-point \$1,176)

*C.P. v. W.R.*, [2007] N.S.J. No. 99, 2007 NSFC 6 (Levy J.)  
Together 11 years, 3 children 12, 10 and 9, plus grandchild, with wife  
Husband in Armed Forces, earns \$72,893, wife at home  
Child support \$1,584 (4) if table amount  
If child support, no interim spousal support, husband paying debts  
Child support reduced to \$1, interim spousal ordered \$1,600/mo., for deductibility  
(Range estimated: \$286-\$580 if table child support, but 0-\$108 if debts considered)  
(Exceptions: no child support ordered, debts)

*Ezurike v. Ezurike*, [2007] N.S.J. No. 4, 2007 NSSC 5 (Dellapinna J.)  
Married 18 years, 4 children, 3 with husband (19, 16, 14) and 1 with wife (19)  
Wife earns \$49,748 as social worker, DCS, husband retired federal employee, \$34,485  
Child support under s. 8: \$934-\$304=\$630 by wife  
Husband seeks spousal support, none ordered, but wife to pay amount equal to gross pension  
income lost to husband after pension division, to be determined  
(Range estimated without pension division: zero to zero)

*T.H. v. W.H.*, [2007] N.S.J. No. 27, 2007 NSSC 19 (B.MacDonald J.)  
Married 18-plus years, wife 46, children 19 and 12, with wife  
Husband sales manager, earns \$84,913, child support \$1,165  
Wife casual secretary, earns \$6,156  
Budgets considered, net income split, spousal support \$1,200/mo.  
Wife to seek better employment, review in 1 year  
(Range estimated: \$1,151-\$1,618)

*Brown v. Brown*, [2006] N.S.J. No. 492, 2006 NSSC 373 (Coady J.)  
Married 28 years, 2 children 15 and 13 with wife  
Husband earns \$88,204 as Jazz pilot, child support \$1,205, no s. 7 expenses  
Interim spousal support \$1,200/mo.  
Wife earns \$1,728/year, part-time with church  
Spousal support \$750/mo., wife could earn more, needs exceed ability to pay  
(Range estimated: \$1,212-\$1,651; if wife earned \$11,500, range \$822-\$1,401)

*Kong v. Kong*, [2006] N.S.J. No. 422, 2006 NSSC 3181 (Coady J.)  
Married 8 years, 3 children 19, 18 and 14, 2 oldest with husband, youngest shared custody  
1995 order: \$1,300/mo. combined support  
Husband earns \$75,746, wife no income, now 42 (31 at separation)  
Child support: husband pays \$653, wife zero  
Husband applies to terminate spousal support  
Disadvantage abated, not long marriage, relatively young, wife's failure to pursue self-sufficiency  
Spousal support \$1,500/mo., for 24 more months (13 years total)

(Estimated range, split/shared custody: \$983-\$1,232)

*J.B.P. v. L.J.S.*, [2006] N.S.J. No. 429, 2006 NSFC 429 (Comeau C.J.F.C.)

Together 10 years, 2 children 10 and 9, with wife

Husband self-employed trucker, Acadia band, income issues, imputed \$40,000

Wife no income, home, on stress leave from call centre

Child support \$579

“Not fair to use Guidelines”, as transient finances

Lump sum spousal support, 6 years 2001-2007, total \$4,700

(Range estimated: \$416-\$612/mo.)

(If global amount, 6 years at \$400/mo, \$28,800, after-tax \$17,280 approx.)

*Coxworthy v. Coxworthy*, [2006] N.S.J. No. 294, 2006 NSSC 205 (Dellapinna J.)

Together 14 years (married 11), 1 child 14, shared custody, wife 49, husband 48

Husband earns \$55,000, wife on disability receives \$27,380

Child support: \$479-\$242=\$237

Spousal support of \$200/mo., to equalize net disposable incomes

(Range estimated: \$0-\$315)

*Rankin v. Rankin*, [2005] N.S.J. No. 359, 2005 NSSC 249 (McDougall J.)

Married 14 years, 2 children 16 and 12, with wife

Husband earns \$100,079, wife education student, no income

Child support \$1,295, spousal support \$1,400/mo. (interim \$1,000/mo.)

Also lump sum spousal support \$7,000 for student loan (retroactive support)

(Range estimated: \$1,720-\$2,319)

*Jovic v. Jovic*, [2005] N.S.J. No. 280, 2005 NSSC 183 (Dellapinna J.)

Husband's business income below minimum for Child Support Guidelines

No ability to pay child or spousal support, lump sum support only for wife's student loan debt

(Husband's income below Advisory Guidelines minimum)