

**SUPREME COURT OF NOVA SCOTIA**  
**(FAMILY DIVISION)**

**Citation:** C. D. M. Z v. R. E. H.- Z. 2013 NSSC 242

**Date:** 20130726

**Docket:** 1201-066542, SFHD-083189

**Registry:** Halifax

**Between:**

C. D. M. Z

Petitioner

v.

R. E. H.- Z.

Respondent

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**Judge:** The Honourable Justice Beryl MacDonald

**Heard:** June 7, 2013

**Keywords:** Family, Divorce, Child Custody/Access, Evidence, Child Support, Division of Assets, Valuation of a Pension

**Summary:** Both parents requested joint custody and primary care of the child of their marriage who was 13 years old. The Mother alleged the Father suffered from addictions, was not the child's primary care parent and had "caused her anxiety" resulting in her self-harming behaviours. The Father alleged the Mother had inadequate housing and could not set appropriate parenting boundaries. The parties each had a different value to apply to the commuted value of the Mother's pension as calculated by her former employer. The court decided the Mother had not proven the allegations she made. The court was satisfied the Mother's living circumstances were inappropriate for primary care. The parents were to have joint custody. The child was to be in the primary care of the Father with specific terms of access to the Mother. The court accepted the Mother's employer's valuation of her pension but applied a discount for income tax.

***THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION.  
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