

IN THE SUPREME COURT OF THE NORTHWEST TERRITORIES

IN THE MATTER OF THE  
INTERJURISDICTIONAL SUPPORT ORDERS ACT,  
S.N.W.T. 2002, c.19

BETWEEN:

SHELLEY LYNN EYOLFSON

Applicant

- and -

DEREK PAUL BUZZI

Respondent

Transcript of the Ruling delivered by The Honourable  
Justice L. Charbonneau, in Yellowknife, in the Northwest  
Territories, on the 18th day of October, 2012.

APPEARANCES:

Ms. A. Vogt: Counsel on behalf of the Designated  
Authority

Ms. M. Nightingale: Counsel on behalf of the Respondent

1 THE COURT: This matter started off as an  
2 application by the applicant under the  
3 Interjurisdictional Support Orders Act, but the  
4 respondent has responded, has provided evidence,  
5 which is on the court file, which raises matters  
6 that are relevant to the issue of child support.  
7 The court, as a result of reviewing that  
8 information, directed that further information be  
9 obtained from the applicant.

10 There is evidence now on the court file that  
11 the applicant was made aware of the information  
12 that was required. I am referring here to the  
13 information that was required in the order made  
14 by this court on the 26th of April, 2012. In  
15 that order, the court directed the designated  
16 authority provide the applicant with the  
17 documents that were filed by the respondent,  
18 which include information suggesting that the  
19 child in question is no longer a child of the  
20 marriage.

21 The designated authority was also directed  
22 to contact the applicant and to request her to  
23 provide updated financial information, including  
24 household financial information, as well as  
25 various other things that are listed at paragraph  
26 2 of the order.

27 At that time, the matter was adjourned to

1 July 26th. According to the information attached  
2 to the affidavit, the designated authority has  
3 complied with its obligations under the order,  
4 but the applicant has not provided any  
5 information as a result. Part of the documents  
6 include an e-mail confirming that the applicant  
7 was informed of what information she had to  
8 provide on June 26th, and there is a further  
9 e-mail from early September, September 7, where  
10 the person responsible for these matters in the  
11 other jurisdiction confirms that she has again  
12 spoken to the applicant and the applicant says  
13 she has not submitted the information yet.

14 If this was a matter of the applicant asking  
15 for more time to submit the information or  
16 expressing some difficulties in obtaining some of  
17 the information that she is being asked to  
18 provide or if she had filed other information  
19 rebutting what the respondent has adduced, I  
20 would be less inclined to make an order today.  
21 In the face of this complete lack of response and  
22 no request for additional time and because this  
23 matter has already been put over a number of  
24 times, I am going to dismiss the applicant's  
25 application.

26 I am also going to grant the other relief  
27 sought by the respondent, which is to declare

1           that child support is no longer payable for N.B.

2                   The draft order that was presented by Ms.

3           Nightingale will issue as presented.

4                   I direct that the designated authority take

5           the necessary steps to ensure that that order is

6           forwarded on to the applicant.

7                   Is there anything further that is required

8           on this?

9           MS. NIGHTINGALE:           Thank you, Your Honour.

10          MS. VOGT:                   Those are all my matters, Your

11          Honour.

12          THE COURT:                 Thank you, counsel.

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15                                   Certified to be a true and  
16                                   accurate transcript pursuant  
17                                   to Rule 723 and 724 of the  
                                  Supreme Court Rules of Court.

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19                                   \_\_\_\_\_  
                                  Annette Wright, RPR, CSR(A)  
                                  Court Reporter

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