

IN THE TERRITORIAL COURT OF THE NORTHWEST TERRITORIES

IN THE MATTER OF:

DONNA MARIE REEVES,

Applicant,

- and -

LARRY DOUGLAS REEVES,

Respondent.

Transcript of the Oral Judgment delivered by His Honour
Judge T.B. Davis, sitting at Norman Wells in the Northwest
Territories, on Tuesday, August 6th, A.D. 1985.

APPEARANCES:

MS. N. BOILLAT:

On behalf of the Commissioner of
the Northwest Territories,

MR. L.D. REEVES:

On his own behalf.

1 THE COURT:

2 It would appear to me that Mr. Reeves
3 is in arrears on his Order that was issued at the time of his
4 divorce, and that he probably has not made a serious effort
5 to make payment as should have been done, but that now seems
6 to have been past what we can do today. The purpose of the
7 appearance of Mr. Reeves before the court today is to
8 determine his ability to comply with the Order which now
9 exists, so that there are substantial arrears and current
10 failures on a monthly basis to pay the \$500 per child directed
11 to be paid and the \$300 a month directed to be paid to his
12 former wife which leaves a lump sum of \$3,300 and arrears of
13 over 400.

14 Having heard Mr. Reeves' evidence today, both on inquiry
15 by the court and on his own evidence and on the cross-
16 examination done by the solicitor on behalf of the Commissioner
17 of the Northwest Territories, it would appear that Mr. Reeves
18 has come to the point where he might have available some
19 permanent employment as a maintenance man for a local firm
20 which operates the store, and some other premises, and a
21 hotel; and he expects to be able to earn in the vicinity of
22 \$12 an hour starting in October, which would produce for him
23 almost \$2,000 per month income at that time. Presently, for
24 the months of July and August, 1985, he has been working with
25 that firm a summer job, and has a few hundred dollars per
26 month available in income more than the basic expenses which
27 he admits as his own costs for maintaining himself at about
\$1,660 per month. He indicates as well on oath, and gives



1 evidence that he is prepared to, and is agreeable to, making
2 some payment towards the maintenance of his family, in an
3 amount that is what he classifies as a fair rate, and as
4 indicated to the court that he probably could, if directed,
5 pay in the vicinity of \$400 in total per month.

6 For the purposes, therefore, of this Hearing, I am today
7 going to impose an interim Order requiring that the Respondent
8 pay the sum of \$400 monthly for the maintenance of his two
9 children and his wife, the payment being made to the Clerk of
10 the Territorial Court at Yellowknife for the benefit, as I
11 said, of the former wife and the two children, so that the
12 court can advance the money, therefore, to Donna Marie Reeves,
13 the Claimant, who is acting on behalf of herself and her
14 children. When can you make your first payment of \$400, Mr.
15 Reeves? It is now the 6th of August; can you pay it on the
16 15th?

17 MR. REEVES: I should be able to pay it on the 15th.

18 THE COURT: The first payment being required the
19 15th of August, 1985, and by the 15th of each month
20 thereafter. Since this is an interim or temporary Order, I
21 feel that it is probably at this time suitable to set on
22 another date for a Hearing to determine whether or not there's
23 any change in circumstances; Madam Clerk, do we have a second
24 date for the court to appear in Norman Wells after the 15th?
25 THE CLERK OF THE COURT: The week of December 9th, sir.

26 THE COURT: Mr. Reeves, would that be an
27 appropriate date that you return December 9th, and at that



1 time you may possibly be in a position to produce a full
2 evidence as to your income and ability?

3 MR. REEVES: Yes, I can.

4 THE COURT: Therefore, the interim Order will be
5 in effect at this time on a monthly basis, and we will place
6 the matter on for a Hearing for Norman Wells for December 9th,
7 1985 at 2:00 p.m. for further review.

8 At this time I am not making any finding with regard to
9 to the balance of the arrears owing, or the amount of the
10 arrears, but merely directing that the interim Order for
11 temporary maintenance in partial satisfaction at least of the
12 original Order, and the court on December 9th will review the
13 situation sufficiently, and possibly have filed by the
14 Applicant an up-to-date accounting of what has and has not
15 been paid, and then Mr. Reeves can also at that time indicate
16 his expenses and his employment position, his income so that
17 the court can probably then either cancel the arrears as they
18 exist, or make an Order with regard to requiring partial or
19 monthly payment towards the arrears as well. Do you
20 understand all that, Mr. Reeves?

21 MR. REEVES: Yes.

22 THE COURT: All right, December 9th, then.

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Certified correct transcript.

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Loretta Mott

Loretta Mott, C.S.R. (A),
Court Reporter.

LM/mjp

