

[use when action was started]

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No.

Supreme Court of Nova Scotia

Between:

[name] as litigation guardian for [name] Plaintiff

and

[name] Defendant

Notice of Motion

To: defendant at designated address or defendant's counsel

Motion

The litigation guardian in this proceeding moves for an order declaring that the parties made a conditional settlement agreement, approving the settlement agreement, providing the terms under which proceeds are to be paid to, or for the benefit of, [name of child] , and approving the account of plaintiff's counsel.

Time and place

The motion is to be heard by a judge on _____, 20____ at _____ [a.m./p.m.] in the [Courthouse/Law Courts] _____, _____ Street, _____, Nova Scotia. The moving party has set the motion for hearing in a half-hour or less in chambers. The moving party says that the motion will not require more time.

References

The moving party relies on the following legislation, Rules, or points of law: The Rules in Rule 36 - Representative Party about settlements by representative parties, trusts for represented parties, and approval of counsel's accounts.

Evidence

The evidence in support of the motion is as follows: the affidavit of the litigation guardian [./and] the affidavit of counsel [./and] [the affidavits of justification of _____ and _____] .

Possible order against you

You may file an affidavit and a brief, attend the hearing of the motion, and state your position on whether the proposed order should be made. If you do not attend, the judge may grant an order without further notice to you.

Signature

Signed _____, 20____

Name of counsel