

NOVA SCOTIA COURT OF APPEAL
Citation: *Molloy v. Molloy*, 2012 NSCA 60

Date: 20120608
Docket: CA 371180
Registry: Halifax

Between:

John Molloy

Appellant

v.

Marie Molloy

Respondent

Judge: The Honourable Justice Linda Lee Oland

Appeal Heard: June 4, 2012, in Halifax, Nova Scotia

Subject: Spousal support; Delay in application; *Maintenance and Custody Act*, R.S.N.S. 1989, c. 160, ss. 3, 4, and 5

Summary: The respondent left her traditional marriage after 27 years. She applied for spousal support 11 years after separation. The appellant appeals the trial judge's award of monthly support for an indefinite period.

Issues: Whether (a) there was an initial entitlement to spousal support; (b) the respondent had achieved such a degree of self sufficiency as to terminate any obligation; and, (c) the amount is appropriate.

Result: Appeal dismissed. The judge did not err in principle, significantly misapprehend the evidence, or made an award that is clearly wrong.

<p>This information sheet does not form part of the court's judgment. Quotes must be from the judgment, not this cover sheet. The full court judgment consists of 5 pages.</p>
