

IN THE FAMILY COURT OF NOVA SCOTIA

Citation: K.L.T. v. M.A.T., 2008 NSFC 16

Date:20080430
Docket:07Y051379
Registry: Yarmouth

Between:

K.L.T.(M)

Applicant

v.

M.A.T.

Respondent

LIBRARY HEADING

Judge: The Honourable John D. Comeau, Chief Judge of the Family Court for the Province of Nova Scotia

Heard: April 30, 2008 in Yarmouth, Nova Scotia

Counsel: Gregory Barro, for the Applicant
James P. DiPersio, Q.C., for the Respondent

Decision Date: April 30, 2008

Issue : Shared Parenting Schedule

Summary: The parties agreed to joint custody but were unable to arrive at a shared parenting schedule. The mother is a nurse, who works two days 8:00 a.m. to 8:00 p.m. with a day off and then nights 8:00 p.m. to 8:00 a.m. . She sleeps until 1:00 p.m. following the night shift. She wanted the child on her day off between shifts while the father wanted the child, age 4, to stay in day care for which he pays. His goal in any shared parenting was a 50/50 split.

Result: The court referred to Cooper v Cooper 2000 Carswell 223 that concluded access schedules should avoid long separations. The mother was allowed to have the child on her day off and the court also gave her authority to designate persons to be authorized to pick up the child at day care if she was unavailable. The schedule of shared parenting was further revised by the court in the child's best interests

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