

IN THE SUPREME COURT OF NOVA SCOTIA  
(FAMILY DIVISION)  
Citation: MacLean v Burke 2005 NSSC 279

Date: 20051109

Docket: SFHOTH-033273

Registry: Halifax

Between:

Elizabeth MacLean

Applicant

v.

Kathryn Burke

Respondent

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Judge: The Honourable Justice Kevin Coady

Heard: September 16, 2005

Subjects: Unjust Enrichment - 8 ½ year common law relationship - division of employment pension and real property.

Summary: Same sex common law couple - applicant seeks an interest in respondent's employment pension. Alleges discussion about sharing pension and home during retirement.

Issues: Unjust enrichment - deprivation - whether these requirements are met on this fact situation.

Result: Application denied. Court finds no unjust enrichment and no corresponding deprivation. No intention to share pension and home into retirement.

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