

**SUPREME COURT OF NOVA SCOTIA**  
**FAMILY DIVISION**  
**Citation: *Armoyan v. Armoyan*, 2015 NSSC 92**

**Date:** 2015-04-01  
**Docket:** No. 1201-065036; 070342;  
73536  
**Registry:** Halifax

**Between:**

Lisa Armoyan

Applicant

v.

Vrege Armoyan

Respondent

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**LIBRARY HEADING**

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**Judge:** The Honourable Justice Theresa M. Forgeron

**Heard:** February 26, 2015, in Halifax, Nova Scotia

**Decision:** April 1, 2015

**Subject:** Family Law

**Issue:** Suit Costs

**Result:**

- \$375,000 awarded to Ms. Armoyan as suit costs.
- Ms. Armoyan was impecunious; had established a *prima facie* case; and special circumstances existed to warrant the issuance of an order. Ms. Armoyan would not have been able to retain experts without suit costs.
- A business valuation, with a forensic component, was appropriate given (a) the technical nature of the evidence; (b) the lack of a business valuation from Mr. Armoyan; (c) Mr. Armoyan's post separation transfer of significant assets to related third parties; (d) Mr. Armoyan's decision to move most of his assets out of the jurisdiction; and (e) Mr. Armoyan's claim that he lost all investments in business deals which had soured.
- The onus is on the party asserting the value of an asset that he/she controls, to provide credible evidence as to value.
- An expert on Ontario matrimonial property law was appropriate in the context of s. 22 of the *MPA*.
- No funds were provided for an expert on Florida matrimonial property laws because there was no evidentiary foundation.
- Mr. Armoyan did not prove an inability to pay.
- Funds due by April 21, 2015.

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**DECISION. QUOTES MUST BE FROM THE DECISION, NOT THIS LIBRARY SHEET**