

**CASE NO.**

**VOL. NO.**

**IN THE SUPREME COURT OF NOVA SCOTIA**

**DONNA MARIE O'QUINN,**

**APPLICANT**

**- and -**

**EDWARD JOSEPH O'QUINN,**

**RESPONDENT**

**RESPONDENT**

**Justice John D. Murphy**

**Halifax, Nova Scotia**

**No. 1201-50409  
(SFHD - 001344)**

**[Cite as: O'Quinn and O'Quinn, 2001 NSSC 93]**

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**HEARD:** in Halifax, Nova Scotia, on May 15, 16 and 17, 2001.

**DECISION:** May 17, 2001, (Orally)

**SUBJECT:** Family Law: Applications to vary Divorce Corollary Relief Judgment - ("CRJ") respecting joint custody and access (fact specific).

**SUMMARY:** CRJ had ordered joint custody, with young children spending thirty-two weeks per year with father whose employment allowed for extensive at home time, and twenty weeks with mother. Circumstances changed as all three children attended school and encountered difficulties moving from home to home during academic year, father's job allowed even more at home time, and mother who had been full time homemaker obtained full time employment outside the home.

**ISSUE:** Whether change in circumstance warrants changing custody/access arrangement.

**RESULT:** Joint custody continued, but children's residence arrangements altered so that they will live with the father, with mother having access three weekends per month during school year, and four weeks during July and August.

**THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION. QUOTES MUST BE FROM THE DECISION, NOT THIS COVER SHEET.**