

SUPREME COURT OF NOVA SCOTIA
(FAMILY DIVISION)

Citation: Sawh v. Sawh, 2009 NSSC 382

Date: Decision Date 20091214

Docket: 1201-063945

Registry: Halifax

Between:

Carolyn Sawh

Petitioner

v.

Vishaal Sawh

Respondent

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Judge: The Honourable Justice Moira C. Legere Sers

Heard: December 3, 2009 in Halifax, Nova Scotia

Subject: Interim Spousal Support

Summary: A 25 year marriage. One independent child. Applicant worked through the marriage and has likely achieved highest salary scale for her employment. Husband earns a base pay plus significant bonus, the bonus paid early in the following year. Applicant seeks equalization of life styles.

Issue:

1. Interim entitlement vs. long term entitlement
2. Determining income for spousal support purposes

Result: Applicant likely attained self-sufficiency in her field. The issue of compensatory support deferred for final hearing. A spousal support award was granted in the interim to address immediate issues arising from separation. Respondent's base salary was used with a direction to hold in trust any bonus received in 2010 until a final determination of issues or agreement of the parties.

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