

**SUPREME COURT OF NOVA SCOTIA  
(FAMILY DIVISION)**

**Citation:** S.D. v. J. D., 2010 NSSC 145

**Date:** 20100419

**Docket:** 1201-062700

**Registry:** Halifax

**Between:**

S. D.

Petitioner

v.

J. D.

Respondent

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**LIBRARY HEADING**

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**Judge:** The Honourable Justice Moira C. Legere Sers

**Heard:** March 22 and 23, 2010

**Subject:** Divorce, Custody, Parenting Plans, Assessments, Child Support, Spousal Support

**Issue:** Justification for rejecting Assessment recommendation

**Summary:** Traditional relationship in which mother assumed child care responsibilities and father the financial responsibilities. Separation provoked a change of roles to accommodate the new family reality. Assessment ordered to deal with specific issues relating to the two parents. Assessment Report recommended a change in custody altering the traditional roles adopted by the parents.

**Result:** Continuation of the roles adopted by the parents. Joint custody order retaining for each parent the rights and responsibilities of a joint parent with primary care to the mother and a parenting schedule for the father in keeping with the traditional arrangement. Recommendations of assessment not followed regarding sole custody. Directions of Supreme Court of Canada in **Young v. Young** and **Foley v. Foley** discussed.

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