

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

**Citation:** Y.N. v. D. M., 2011 NSSC 81

**Date:** 20110225  
**Docket:** 1201-054794  
**Registry:** Halifax

**Between:**

Y. N.

Petitioner

v.

D. M.

Respondent

---

**LIBRARY HEADING**

---

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

**Heard:** February 15, 2011 in Halifax, Nova Scotia

**Subject:** Mobility

**Summary:** Petitioner seeks to return to Japan with her son. Respondent has been incarcerated since 2007 with a scheduled release date of July 2011. He contests the mobility application and seeks to have a schedule of access on his release.

**Issue:** Should the petitioner be able to return to Japan with their son given the probability that it will impair the father's contact with his child.

**Result:** Petitioner granted sole custody with no restrictions on mobility.

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