

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

**Citation:** Soubliere v. MacDonald, 2011 NSSC 98

**Date:** 20110314

**Docket:** SFHPA-068566

**Registry:** Halifax

**Between:**

Nicole Marie Soubliere

Petitioner

v.

Douglas Gordon MacDonald

Respondent

---

**LIBRARY HEADING**

---

**Judge:** The Honourable Justice Elizabeth Jollimore

**Heard:** January 4, 2011

**Written Decision:** March 14, 2011

**Subject:** Application pursuant to section 5 of the *Partition Act* for the sale of the matrimonial home, an equal division of the proceeds of the sale and occupation rent.

**Key words:** *Partition Act*, occupation rent

**Legislation:** *Partition Act*, R.S.N.S. 1989, c. 333, s. 5

**Result:** Application granted: parties agreed not to sell home but to quantify its value. Occupation rent awarded.

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