

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

**Citation:** Foster-Jacques v. Jacques, 2011 NSSC 124

**Date:** 20110329

**Docket:** 1201-64463, SHFD-069582

**Registry:** Halifax

**Between:**

Sharon J. Foster-Jacques

Petitioner

v.

Hector J. Jacques

Respondent

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**Judge:** The Honourable Justice Beryl MacDonald

**Heard:** March 2, 2011, in Halifax, Nova Scotia

**Written Decision:** March 29, 2011

**Subject:** Family Law; Divorce Act; Interim Hearing; Spousal Support; Determination of income.

**Summary:** The Wife requested interim spousal support. The Husband was directly covering the Wife's living expenses and providing her \$2,000.00 per month. He wanted to continue this arrangement. The Husband alleged his income had reduced since his retirement and the previous lifestyle could not be maintained.

**Issue:** Determination of the Husband's income and the quantum of spousal support.

**Result:**

The Wife had a significant non-compensable claim. A review of her need suggested she required a net monthly income of \$9,500.00. The Husband did not disclose the full details of his income as related to the sale of his business. He had ability to pay spousal support in the amount of \$15,000.00 per month that would provide the Wife, together with her CPP, an after tax net monthly income of \$9,460.00.

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