

IN THE SUPREME COURT OF NOVA SCOTIA
(FAMILY DIVISION)

Citation: Dempsey & Edwards, 2005 NSSC 181

Date: 20050627

Docket: SFHF 009178

Registry: Halifax

Between:

Lisette Dempsey

Applicant

v.

Michael Edwards

Respondent

LIBRARY HEADING

Revised library sheet: The text of the original library sheet has been corrected replacing October 14 & 15, 2004 with October 14 & 15, 2005. This replaces the previously distributed library sheet.

Judge: The Honourable Justice Douglas C. Campbell

Heard: October 14 & 15, 2005 in Halifax, Nova Scotia

Written Decision: June 27, 2005

Subject: Parties to a common-law relationship lasting six and half years resided in a home previously owned by the male partner. He also owned common shares in an insurance company. The other partner argued for a constructive trust or damages due to unjust enrichment.

Result: Constructive trust remedy was denied because a damage award was appropriate. The law of unjust enrichment is discussed. A damage award of \$5,000.00 was made.

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