

SUPREME COURT OF NOVA SCOTIA
(FAMILY DIVISION)

Citation: Cole v. Luckman , 2013 NSSC 6

Date: (20130104)

Docket: 1209-001119

Registry: Annapolis Royal

Between:

Kenneth Gary Cole

Petitioner/Responding Party

v.

Patricia Lee Luckman (Cole)

Respondent/Moving Party

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Judge: The Honourable Justice Pierre L. Muise

Final Written Submissions: Received July 30, 2012

Counsel: Kenneth Gary Cole represented by W. Bruce Gillis, Q.C.
Patricia Lee Luckman (Cole) self-represented

Summary: Following a 3-day divorce trial the Court awarded party and party costs in the amount of \$7,000, plus disbursements. The wife's division of assets claim was unrealistically high. The Court considered the amount claimed, the amount awarded, and the amount the husband realistically knew to be at risk, to determine the "amount involved". Both parties' claims for spousal support were dismissed. Therefore, they were to bear their own costs in relation to that portion of the trial, which was approximately half. Consequently, the husband was only awarded the \$2,000 daily amount for 1.5 days.

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