

SUPREME COURT OF NOVA SCOTIA
FAMILY DIVISION

Citation: *Armoyan v. Armoyan*, 2015 NSSC 176

Date: 2015-06-19

Docket: *Halifax* No. 1201-065036; 73536

And SFH CIV 070342

Registry: Halifax

Between:

Vrege Sami Armoyan

Applicant

v.

Lisa Armoyan

Respondent

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Judge: The Honourable Justice Theresa M. Forgeron

Heard: February 26, 2015, in Halifax, Nova Scotia

Decision: June 19, 2015

Subject: Family Law

Issue: Commission Evidence by Video Conference

Result:

- Motion refused after balancing *Rule 56* factors to determine whether the advantages of using video conferencing outweigh the possible prejudices. Convenience was the factor weighing heavily in favor of the granting of the order. Convenience, however, standing alone is a weak basis upon which to excuse a witness from attending in person. Here, there was no direct evidence that the two witnesses, who lived in Lebanon, would not voluntarily attend court in Nova Scotia. Further, the cost of travel was not a significant feature in the circumstances of this case.

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DECISION, NOT THIS LIBRARY SHEET