

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

**Citation:** Young v. Marshall, 2011 NSSC 50

**Date:** 2011/02/04  
**Docket:** 1206-004432  
**Registry:** Sydney

**Between:**

Wanda Young

Applicant

v.

Andrew Kenzie James Marshall

Respondent

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**Judge:** The Honourable Justice Theresa Forgeron

**Heard:** January 17, 2011 in Sydney, Nova Scotia

**Written Decision:** February 4, 2011

**Subject:** Family Law

**Issues:** Ms. Young seeks to retroactively increase child support and to impute income to Mr. Marshall because of the tax free nature of his income, and because of his failure to supply income information.

**Result:** A retroactive child support order is granted based upon income imputed to Mr. Marshall because of the tax free nature of his income, and because Mr. Marshall failed to supply the court and Ms. Young with income information when under a legal obligation to do so. Ongoing child support in the amount of \$983 per month is granted based upon an imputed income of \$70,000 effective January 1, 2011. Retroactive child support is granted in the amount of \$12,784, which shall be payable at a rate of \$200 a month until the retroactive award is paid in full, together with any arrears which have arisen under the last order.

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