### Application for Case Management Order Without Notice or Attendance

#### **Form 11**

Provincial Court Family Rules Rules 62, 63, 65 and 78



Registry location:	
Court file number:	
Document number:	

This Application for Case Management Order Without Notice or Attendance sets out the details of a case management order that a person is applying for without notice to another party and without attendance at a court appearance.

For more information about case management orders, see the guidebook.

#### Please read before completing the form:

- You must complete the main application and any applicable schedule for your application identified in Part 3 of the main application.
- For guidance filling in this form, please read the guidebook. The guide is available online at www.gov.bc.ca/court-forms or from your local court registry.

#### Part 1 | About the parties

1.	My full name is:	
		Full name of party
	My date of birth is:	
		(dd/mmm/yyyy)
2.	The other party's full name is	

Full name of party/parties

#### Part 2 | Application without notice

3. 
I am applying for a case management order without notice to any other party.
I understand that I will be required to serve a copy of any order I receive on each other party along with a copy of this application and any supporting document(s).



To apply with notice, you can file an Application for Case Management Order Form 10.

#### Part 3 | About the order

You can apply for one or more case management orders using this form.

**4.** I am applying for the following case management order(s):

Select all options that apply and complete the required schedule(s)

- Allowing a person to attend a court appearance using another method of attendance
   → Complete Schedule 1
- Waiving or modifying any requirement related to service or giving notice to a person, including allowing an alternative method for the service of a document
  - → Complete Schedule 2
- Waiving or modifying any other requirement under the rules
  - → Complete Schedule 3
- Requiring access to information in accordance with section 242 [orders respecting searchable information] of the Family Law Act → Complete Schedule 4
- Authorizing an official of the court, in accordance with section 10 of the Family Orders and Agreements Enforcement Assistance Act (Canada), to make an application under section 12 of that Act for the release of information

**File a criminal record check and completed affidavit** that meets the requirements of sections 8 and 9 of the Family Orders and Agreements Enforcement Assistance Act (Canada)



service or notice requirements if you have an urgent application.



You can apply to modify the reply period if you have an urgent application.



For more information about the requirements for the affidavit, see the guidebook.

- Recognizing an extraprovincial order other than a support order
  - → Complete Schedule 5

Dort	<i>1</i> l ı.	-ftion object obile	June 10			
Part		nformation about child		-1:4:		
5.		ct the correct option below	•	aitionai inforn	патіоп іт арріісавіе.	
	<ul> <li>I am not a party to the case</li> <li>I am a party to the case and the case does not involve a child-related issue</li> <li>I am a party to the case and the case involves a child-related issue about the</li> </ul>					
		following child or childre		ives a cilliu	-related issue about the	
		Provide the requested information below f		r each child		
		Child's full name			Child's date of birth (dd/mmm/yyyy)	
					(dd/iiiiiii/yyyy)	
Part :	5   F	iling location				
6.		filing this application in				
	Sele	ct only one of the options Where my existing cas		artv/parties is	located. I already have	
	_	a file number.	р.			
			<b>hild lives</b> most of t	he time, beca	ause my case involves a	
		child-related issue Closest to where I live	hacausa my casa (	loos not invo	lvo a child rolated issue	
	_	Permitted by <b>court ord</b>	•		ive a child-related 133de	
	_	•	-			
Part •	6   A	Address for service				ı
7.	-	address for service of c				
		must provide an address own if you don't want to	for service and conta	act number, b	ut it does not have to be	
	-	dress:				For more information about how this information will be
	City		Province:		Postal Code:	used and who will have access to it, see the
	Em			Telephone:		guidebook.
	Lov	wor's name and firm name (	if applicable):			
	Lav	vyer's name and firm name (	п аррпсавіе).			
						1
IMPC	PRTA	NT NOTE:				 
		viewing an application for	a case management	order withou	t notice or attendance	i I
may		y of the following: prove and sign the order v	without the need for	vou to come t	o court	
		k you to provide more info				
	tha	at information				
require that notice be given to any other parties						

reject the application with an explanation

# chedule 1

Part 1 | About the order

### Attendance using another method of attendance

Complete this schedule only if you are applying for an order to allow a person to attend a court



For more information about methods of attendance, see the guidebook.

Complete the concade only if you are applying for all order to allow a percon to allow a court
appearance using another method of attendance other than the default method.

1.		applying for an <b>order to allow</b> :	
		Me	
		My lawyer (provide full name of lawyer):	
		Other (specify name and role):	
		attend at the:	
		Family management conference	
		Family settlement conference	
		Trial preparation conference	
		Hearing	
		Other (specify):	
	scl	neduled for: at by	
	hv	Date (dd/mmm/yyyy) Time Method of attendance another method of attendance as follows:	
		In person	
		By telephone	
		By video conference	
		Other means of electronic communication (specify):	
	_		
art :	2   [	Documents for court appearance	A
2.		documents I may want to refer to in court have been submitted to the court stry and received by the other party  es   No	During a court appearance, there may be documents you need to reference.
art '		_	
art		Reasons for attending by another method of attendance	
3.	List	request to attend by another method of attendance is being made because: the reasons for not being able to attend by the default method of attendance and/or you need to attend using the other method of attendance	The court may consider:  the distance between locations illness or disability financial cost expense incurred, or savings realized, by using electronic communication concerns related to security, including risk of family violence difficulty conducting the appearance using electronic communication Rule 164

### Schedule 2

# Waiving or modifying requirement related to service or giving notice



**(1)** 

For more information about requirements related to service or giving notice, see the guidebook.

If a requirement is waived, it

means it no longer applies.

The court can order that an application proceed without

certain circumstances set out

If a requirement is modified,

you still need to meet the requirement, but it has been

notice to a person only in

in the Rules.

changed.

Complete this schedule only if you are applying for an order to waive or modify any requirement related to service or giving notice, including allowing an alternative method for the service of a document.

### Part 1 | What are you applying for

Depending on the order you need, the court requires different information.

**1.** I am applying for an order to:

Select each applicable option and complete the required part(s)

- Waive a requirement related to service or giving notice → Complete Part 2
- Modify a requirement related to service or giving notice → Complete Part 3
- Allow service of a document using an alternative method → Complete Part 4

Part 2 | Waive a requirement – Complete this part only if you are applying to waive a requirement related to service or giving notice.

Judges normally hear from all parties before making decisions. When, for example, there is urgency or risk of harm, the court could hear from only one party.

2. I am applying to **waive the requirement** for service or giving notice to a person of the following document(s):

Select all options that apply

- Application About a Priority Parenting Matter
- Application About a Family Law Matter
- Subpoena
- Order
- Other (specify):

3. The facts on which this application is based are as follows:

Explain why you are making the application and why the order you are requesting should be made

Remember to include:

- why the application or your situation is urgent or what special circumstances exist,
- why the other party should not be served or given notice, and
- what you believe will happen if the other party is served or given notice.

Part 3 | Modify a requirement – Complete this part only if you are applying to modify a requirement related to service or giving notice.

If obtaining an order from the court is time sensitive, the court may allow less than the required amount of notice. If there are special circumstances requiring more time to prepare to attend court, the court may allow more than the required amount of notice.

**4.** I am applying to **modify the requirement** for service or giving notice to a person of the following document(s):

Select all options that apply

- Application About a Priority Parenting Matter
- Application About a Family Law Matter
- Subpoena
- □ Order
- Other (specify):

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	The details of the order I am applying for are as follows:  Explain how you want the requirement for service or giving notice to be modified  The facts on which this application is based are as follows:  Explain why you are making the application and why the order you are requesting should	
	be made	Remember to include:  • why the application or your situation is urgent or what special circumstances exist,  • why the requirement should be modified, and  • how it will benefit the case proceeding.
Comple Service allowi	A   Allow service of a document using an alternative method ate this part only if you are applying to allow service using an alternative method. The of a document must be done according to the rules unless the court makes an ordering another method of service	To make an order that the document be served using an alternative method of service, the court must be satisfied that the person to be served
	I need to serve  Full name of person  List each document you need an order from the court to serve using an alternative method.	temporarily outside British
7.	I need to serve  Full name of person  List each document you need an order from the court to serve using an alternative method  n for application	diligent search, is evading service of the document or is temporarily outside British
7.	I need to serve  Full name of person  List each document you need an order from the court to serve using an alternative method	diligent search, is evading service of the document or is temporarily outside British Columbia [Rule 182].

	_	temporarily outside of British Columbia. I believe this to be true because the following efforts have been made to serve them with the document(s):  Explain when and where you tried to serve the person and what happened when you tried	
			You can include what you saw, who you may have talked to and what they said.
9.	info Incl	now the following information about the person's address, location, contact ormation or who might be able to get in touch with them:  Sudde the information you know, how you know the information and when it was last firmed or became known to you	
		alternative method of service n applying for an order to be allowed to serve the document(s) in the following	
	_	nner: ect only one option and provide the requested information	
		Posting the documents on the door of the person's residence at (provide address):	
		Address City Leaving the documents with a relative or other adult person to give to the person to be served:	
		Full name of relative/adult person:  Relationship to person to be served:	
		Mailing the documents by registered mail regular mail to:	
		Sending the documents to the person's email at:	
		Sending the documents by text message to the person's cell at:	
		Cell number	
		Sending the documents by instant messaging to the person to be served through at	
		Social platform Account identifier (handle, number, etc.)  Leaving the documents at the person's last known address at (provide address):	
		Address City	
		Other method (specify):	

e facts
11. I believe the alternative method of service I am requesting will bring the documents to the attention of the person to be served because:

The

# Schedule 3

# Waiving or modifying any other requirement under the rules

Complete this schedule only if you are applying to waive or modify any other requirement under the rules, including a time limit set by an order or direction, even after the time limit has expired.

Part 1	Requirement	need to waive	or modify
Part 1	I Requirement I	need to waive	or modif

ait	ılk	tequirement i need to	waive of filo	ully		
1.		applying for an order to	waive or mo	dify the following red	<b>quirement</b> (s) under	•
	the rules:    Filing at a court registry other than the court registry required by Rule 7					A requirement under the rules is any time the rules say you
		-	"must" do something.			
	Attending a needs assessment					
		Completing a parentin		J		
	<ul> <li>Participating in consensual dispute resolution</li> </ul>					For more information about
		Filing a completed fina counter application		, , ,		the requirements under the rules you may need to waive or modify, including if you
		Filing the required doc child	uments to sup	port an application abo	out guardianship of a	need an urgent court order, see the guidebook.
		Time to file a reply, incopassed	luding permiss	ion to file a reply after	the time to reply has	
		Time to provide or exc	hange docume	ents		
		Time limit set by an or	der or direction	ı made		
		on	by			
		Date (dd/mmm/yyyy)		Name of judge or family j	ustice manager	
		Other (specify):				
art 2	2   A	bout the order				
2.	Inclu	details of the order I a de if you are asking to w equirement, you need to	aive or modify t	he requirement. If you		If a requirement is waived, it means it no longer applies. You don't need to complete it at any time.  If a requirement is modified, you still need to meet the requirement, but it has been changed. A modified requirement could include changing when a document can be filed or when a step under the rules must be taken.
art :	3   T	he facts				
3.		facts on which this app ain why you are making t ade			are requesting should	You may wish to include:  • if you can complete the requirement later, and when;  • if this application is being made because you need an urgent order, what the urgent application is about and who is involved; and  • how the order being made will benefit the case proceeding.

# Schedule 4 | Access to Information Section 242 Family Law Act

Complete this schedule only if you are a search officer applying for access to information in accordance with section 242 [orders respecting searchable information] of the Family Law Act.

Part 1	About the order
I alt I	About the order

1.	The details of the order I am applying for are as follows:			

1		ì
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A search officer is a person appointed under section 236 of the Family Law Act. A search officer can make an

A search officer can make an application under section 242 of the Family Law Act if a person has refused or not adequately complied with a request under section 239 of the Act.

### Part 2 | The facts

2.	The facts on which this application is based are as follows:			

## Schedule 5

# Recognizing an Extraprovincial Order other than a support order

Telephone:

Postal Code:

Complete this schedule only if you have an order from another province or territory in Canada for parenting arrangements, contact with a child, guardianship or similar that you would like recognized in British Columbia so that it may be treated as if it were an order made in British Columbia.

#### Part 1 | About the order

Address:

City:

Email:

ш	I   About the olu	51				
1.	l am applying for <b>recognition of the attached extraprovincial order</b> made on					
		at				
	Date (dd/mmm/yyyy)	Court location	City	Province/Territory		
	about parenting arrangements, contact with a child, guardianship, or an order that is similar in nature.					
	☐ A certified copy of the order is attached.					
irt 2	2   Other party's o	ontact information				

The **contact information for the other party**, as I know it, is:

Province:



For more information about how to register a support order from another province or territory in Canada for enforcement in BC, see the guidebook.



You must attach a certified copy of the order to your application for filing.

A certified copy is a copy of the original order from the other court that has been endorsed using a stamp or certificate by the court to say it is a true copy of the original. Contact the original court location to get a certified copy.