

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

BETWEEN:

**JANE DOE**

PLAINTIFF

AND:

**JOHN DOE**

DEFENDANT

**WRIT OF SUMMONS · FAMILY LAW PROCEEDING**

(Name and address of each Plaintiff)

**JANE DOE**  
123 Queen Street  
Vancouver, British Columbia V1A 2B3

(Name and address of each Defendant)

**JOHN DOE**  
456 King Street  
Vancouver, British Columbia V4C 5D6

ELIZABETH THE SECOND, by the Grace of God, of the United Kingdom, Canada and Her other Realms and Territories, Queen, Head of the Commonwealth, Defender of the Faith.

To: **JOHN DOE**

TAKE NOTICE that this action has been commenced against you by the Plaintiff for the claim(s) set out in this writ.

IF YOU INTEND TO DEFEND this action, or if you have a set-off or counterclaim which you wish to have taken into account at the trial, YOU MUST

- (a) GIVE NOTICE of your intention by filing a form entitled “Appearance” in the above registry of this Court, at the address shown below, within the Time for Appearance provided for below and YOU MUST ALSO DELIVER a copy of the “Appearance” to the Plaintiff’s address for delivery, which is set out in this writ, and

- (b) If a Statement of Claim is provided with this Writ of Summons or is later served on or delivered to you, FILE a Statement of Defence in the above registry of this Court within the Time for Defence provided for below and DELIVER a copy of the Statement of Defence to the Plaintiff's address for delivery.

YOU OR YOUR SOLICITOR may file the Appearance and the Statement of Defence. You may obtain a form of Appearance at the Registry.

**JUDGEMENT MAY BE TAKEN AGAINST YOU IF**

- (a) YOU FAIL to file the Appearance within the Time for Appearance provided for below, or
- (b) YOU FAIL to file the Statement of Defence within the Time for Defence provided for below.

**TIME FOR APPEARANCE**

If this Writ is served on a person in British Columbia, the time for appearance by that person is 7 days from the service (not including the day of service).

If this Writ is served on a person outside British Columbia, the time for appearance by that person, after service, is 21 days in the case of a person residing anywhere within Canada, 28 days in the case of a person residing in the United States of America, and 42 days in the case of a person residing elsewhere.

**TIME FOR DEFENCE**

A Statement of Defence must be filed and delivered to the Plaintiff within 14 days after the later of

- (a) the time that the Statement of Claim is served on you (whether with this Writ of Summons or otherwise) or is delivered to you in accordance with the Rules of Court, and
- (b) the end of the Time for Appearance provided for above.

(1) The address of the registry is:  
Law Courts,  
800 Smithe Street,  
Vancouver, British Columbia V6Z 2E1

(2) The Plaintiff's ADDRESS FOR DELIVERY is:

123 Queen Street  
Vancouver, British Columbia V1A 2B3

Fax number for delivery is:

None.

(3) The name and office of address of the Plaintiff's solicitor is:

None.

### PLAINTIFF'S CLAIM FOR RELIEF

The Plaintiff claims from the Defendant the following relief:

- Divorce
- Nullity
- Judicial Separation
- Guardianship of child(ren)
- Custody of child(ren)
- Access to child(ren)
- Maintenance or support of plaintiff
- Maintenance or support of child(ren)
- Division of family assets
- Other relief:
- Costs

Dated: 1 January 2004

Jane Doe

JANE DOE  
The Plaintiff

This WRIT OF SUMMONS is filed and served by the Plaintiff.

**THIS DOCUMENT IS A SAMPLE DOCUMENT AND IS INTENDED ONLY AS A GENERAL GUIDE.  
IT MAY NOT CONTAIN INFORMATION RELEVANT TO YOUR SITUATION.  
IT SHOULD NOT BE USED AS A PRECEDENT FOR DRAFTING YOUR OWN DOCUMENT.**