

(Name of court)

Form 15B: Response to Motion to Change

at

(Court office address)

Applicant(s)

Full legal name & address for service — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

Lawyer's name & address — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

Respondent(s)

Full legal name & address for service — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

Lawyer's name & address — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

Assignee (if applicable)

Full legal name & address for service — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

Lawyer's name & address — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

PART A – BASIC INFORMATION

1. My name is (full legal name) _____
2. I am the responding party to this motion to change.
3. I live in (municipality & province) _____ and I swear/affirm that the following is true:
4. ☐ I agree with the following claims made by the requesting party at paragraph 11 of their Motion to Change Form (Form 15) (list the claims you agree with, for example paragraph 11(a), (b), (c), etc.):
Paragraph 11 _____.
5. ☐ I disagree with the following claims made by the requesting party at paragraph 11 of their Motion to Change Form (Form 15) (list the claims you do not agree with, for example paragraph 11(a), (b), (c), etc.):
Paragraph 11 _____.
6. I disagree with the claims made by the requesting party because (briefly explain why you do not think that the current order/agreement should be changed):

7. ☐ I also disagree with the following facts in the requesting party’s Motion to Change Form (Form 15) *(briefly explain what information you do not agree with and explain why)*:

8. ☐ I am asking that the motion to change (except the parts that I agree with) be dismissed with costs.
9. If this motion to change includes a request to change support, please complete the following:
- a. I am the ☐ support payor ☐ support recipient
 - b. I have attached a completed confirmation of assignment form, returned to me by the Ontario Ministry of Children, Community and Social Services showing that:
 - ☐ The order has not been assigned to a government agency.
 - ☐ The order has been assigned to a government agency. *(You must serve a copy of this document, with all attachments, on the government agency.)*
 - c. Since the order/agreement for child support was made, a Notice of Recalculation was issued by the online Child Support Service dated _____ *(please attach)*.
 - d. Please give information about your income and the other party’s income (if known) for the past 3 years *(a party’s income should be their total income from all sources as listed on line 150 of their Income Tax Return)*:

Year	Requesting party’s income	Income source(s) <i>(for example, employer, self-employment, social assistance, etc.)</i>	Responding party’s income	Income source(s) <i>(for example, employer, self-employment, social assistance, etc.)</i>
	\$		\$	
	\$		\$	
	\$		\$	

PART B – CHANGES THAT THE RESPONDING PARTY WANTS TO MAKE

Note: Do not complete this Part if you are only asking to dismiss the requesting party's motion to change.

10. I want to change the following (*check all that apply*):

- | | |
|---|---|
| <input type="checkbox"/> child custody | <input type="checkbox"/> child access |
| <input type="checkbox"/> child support – table amount | <input type="checkbox"/> spousal support |
| <input type="checkbox"/> child support – special or extraordinary expenses
(<i>list type of expenses</i>): | <input type="checkbox"/> other (<i>give details</i>): |

11. I want to change the following specific terms of the current order/agreement (*please provide the paragraph number of each term and the wording of the term exactly as it appears in the order/agreement*):

- a. Current term: _____
Requested change: _____
- b. Current term: _____
Requested change: _____
- c. Current term: _____
Requested change: _____
- d. Current term: _____
Requested change: _____
- e. Current term: _____
Requested change: _____
- f. Current term: _____
Requested change: _____
- g. Current term: _____
Requested change: _____

Court File Number

PART C – WHY THE RESPONDING PARTY WANTS THE CHANGES

Note: The responding party must either complete the remainder of this form or complete a separate affidavit (Form 14A) to give the important facts that explain why the court should change the current order/agreement.

12. Are you and the other party following the current order/agreement?

☐ Yes. ☐ No. *(Give details in the box below.)*

13. Briefly give the facts that show why the court should change the order/agreement, including how your situation has changed since the order/agreement was made:

PART D – ADDITIONAL INFORMATION FOR SUPPORT CASES ONLY

Note: The responding party must complete this Part only if asking to change child support or spousal support.

14. Is support owed under the current order/agreement? ☐ Yes. ☐ No.

15. If yes, please give details about the support that is owed:

Child support owed to recipient	Child support owed to any assignee(s)	Spousal support owed to recipient	Spousal support owed to any assignee(s)
\$	\$	\$	\$

16. When do you want the change in support to start? (*check one*)

☐ Today

☐ Before today (*give exact date: d, m, y*) _____

17. If you are asking to change support starting on a date before today, please answer the following:

a. What date did you first ask the other party for updated income information or to change support?

b. Did the other party do anything to make it difficult for you to know if support should change?

☐ No.

☐ Yes. (*Give details in the box below.*)

c. Why didn't you ask the court to change support sooner?

d. What are your circumstances and the child's circumstances that support this request?

Sworn/Affirmed before me at _____
municipality

in _____
province, state or country

on _____
date

Commissioner for taking affidavits
(Type or print name below
if signature is illegible.)

Signature
(This form is to be signed in front of a lawyer,
justice of the peace, notary public or
commissioner for taking affidavits.)

IMPORTANT INFORMATION

YOU SHOULD GET LEGAL ADVICE RIGHT AWAY. For help finding legal advice, you can contact:

- The Law Society of Ontario's Referral Service at www.lsrs.info. If you are unable to use this online service, you can call 416-947-5255 or toll-free at 1-855-947-5255.
- The Law Society of Ontario's list of lawyers at www.lawyerandparalegal.directory.
- Legal Aid Ontario at www.legalaid.on.ca or 1-800-668-8258 (subject to your eligibility).

IF THIS CASE HAS NOT BEEN SCHEDULED FOR A TRIAL AFTER 365 DAYS, the court clerk will send a warning that the case will be dismissed in 60 days unless a party asks to schedule a conference or files proof that the case has been settled.

IF YOU AGREE WITH THE CHANGES that the other party wants to make, you must complete the applicable parts of the Consent Motion to Change (Form 15C), give the original version to the other party, and give a copy to any assignee. The other party may then finish completing the form and file it with the court.

IF YOU DON'T AGREE WITH THE CHANGES, or you want to ask for different changes, you must:

- ☐ **Complete** the following forms:
 - ☐ **Response to Motion to Change (Form 15B).**
 - ☐ An **Affidavit in Support of Claim for Custody or Access (Form 35.1)** if you or the other party is asking to change your child custody or access arrangement.
 - ☐ A **Financial Statement (Form 13)** if you or the other party is asking to change any child support or spousal support that you pay.
- ☐ **Serve** a copy of all your completed forms on the other party.
- ☐ Complete an **Affidavit of Service (Form 6B)**.
- ☐ **File** all your completed forms and the Affidavit of Service with the court.