

## Example 16. Responding Affidavit

Court File Number FDF-00-0000

In The Court of King's Bench of New Brunswick  
Family Division  
Judicial District of [Fredericton](#)

Between:<sup>1</sup>

[Jane Mary Doe](#)

Applicant

- and -

[John Richard Smith](#)

Respondent

### Responding Affidavit<sup>2</sup>

I, [John Richard Smith](#) of [Smalltown](#), in the County of [York](#) and Province of New Brunswick, make oath and say that:<sup>3</sup>

1. I am the Respondent in the Notice of Motion dated [June 8th, 2025](#) wherein [Jane Mary Doe](#) is the Applicant.
2. I intend to proceed in the [English](#) language.
3. I [oppose the Motion of the Applicant, Jane Mary Doe](#).
4. I request an order that the [Respondent, John Smith, be granted parenting time with the children, Kimberly Ann Smith and David Scott Smith, on a schedule of alternating weekends, under section 52\(4\) and 53\(1\) of the Family Law Act.](#)<sup>4</sup>
5. It is in the best interests of the children to spend an equal amount of time with me, their father.
6. I do not oppose the Applicant's request for [an order for child support according to the table amount](#).

SWORN before me at [Fredericton](#), in the County of [York](#), in the Province of New Brunswick, this [29th](#) day of [June, 2025](#).<sup>5</sup>

\_\_\_\_\_  
Commissioner of Oaths  
Being a solicitor  
or  
My appointment expires  
(Month. . . Day. . . Year)

\_\_\_\_\_<sup>6</sup>  
[John Richard Smith](#)

This is not a form. You must prepare the affidavit yourself.

1. Always include the full style of proceeding at the top of court documents. See example 1 for a style of proceeding.

2. In the numbered paragraphs, give the reasons why the court should refuse the other parent's motion or application.

3. In this first line, include your name, where you live, and what county you live in.

4. You may be asking the court for an order that is different from what the other parent requested. Include the details of the order you want in your responding affidavit. List each new request in a separate paragraph.

5. Leave the place and date blank. The Commissioner of Oaths will fill this in when they sign the document, after witnessing your signature.

6. You will sign here when you meet with the Commissioner of Oaths.