

Court File No. 512/04
VICTORIA Registry

IN THE PROVINCIAL COURT OF BRITISH COLUMBIA

BETWEEN:

CLAYTON PHIPPS

CLAIMANT

AND:

JOHN ROMAN

DEFENDANT

AFFIDAVIT

I, JOHN ROMAN, of 8802 LAURIER ST., in the
TOWN OF BRENTWOOD BAY, in the Province of British Columbia,
swear or affirm that:

1. I know or believe the following facts to be true. If these facts are based on information from others, I believe the information to be true.
 2. A PAYMENT ORDER was registered in this action against me on the 30 day of MAY, 2004.
 - 3 I am employed by JAMES BAY HOTEL LTD.
-
4. THAT my wages have been attached by a Garnishment Order and I have been advised by my employer that part of my wages have been paid into Court.
 5. THAT my monthly income, expenses, and my assets and debts are set out on the Statement of Finances attached to this Affidavit.

6. THAT I am swearing this Affidavit in support of an application to increase the percentage of my wages which are exempt from attachment under the Garnishing Order.

SWORN BEFORE ME at _____,
in the Province of British Columbia,
this _____ day of _____, 200__.

Defendant

A Commissioner for taking Affidavits
within British Columbia



STATEMENT OF FINANCES

IN THE PROVINCIAL COURT OF BRITISH COLUMBIA (SMALL CLAIMS COURT)

REGISTRY FILE NUMBER
512/04
REGISTRY LOCATION
VICTORIA

I, JOHN ROMAN,
state:

(STRIKE OUT ANYTHING THAT DOES NOT APPLY TO YOU AND INITIAL.)

- I am married / ~~single~~ / other (specify): _____
- I support and maintain (specify number):
3 Children under 18
1 other dependants
- Listed below is an accurate "Statement of Finances" of my household.

MONTHLY INCOME		MONTHLY EXPENSES	
Net Salary	\$ <u>2400</u>	Rent	\$ _____
Commissions	\$ _____	Mortgage	\$ <u>850</u>
Tips and Gratuities	\$ _____	Property Taxes	\$ _____
Unemployment Insurance	\$ _____	Utilities (heat & light)	\$ <u>175</u>
Pension	\$ _____	Phone	\$ <u>50</u>
Investments	\$ _____	Cablevision	\$ <u>50</u>
Rentals	\$ _____	House/Tenant Insurance	\$ _____
Business Income	\$ _____	Life Insurance	\$ _____
Child Tax Benefit	\$ _____	Food	\$ <u>750</u>
Maintenance (if any)	\$ _____	Restaurant Meals	\$ _____
Workers' Compensation	\$ _____	Sundries & Personal Grooming	\$ _____
Monthly Income of Spouse/Common-Law Spouse living with me	\$ _____	Clothing	\$ <u>100</u>
Income of Children (if any)	\$ _____	Laundry & Dry Cleaning	\$ _____
Other	\$ _____	Motor Vehicle (lease or loan)	\$ _____
SUB-TOTAL	\$ _____	(license, insurance, fuel & service)	\$ <u>200</u>
Income Assistance	\$ _____	Transportation (public)	\$ _____
A. INCOME TOTAL	\$ <u>2400</u>	Newspapers & Subscriptions	\$ _____
		Entertainment	\$ <u>50</u>
		Alcohol & Tobacco	\$ _____
		Gifts	\$ _____
		Church & Charities	\$ _____
		Maintenance Payments	\$ _____
		Child Care & Babysitting	\$ _____
		School Expenses/Children's Activities, Lessons	\$ <u>40</u>
		Other	\$ <u>35</u>
		B. EXPENSES TOTAL	\$ <u>2300</u>

MONTHLY DEBTS

Credit Card(s): (please specify)

_____ \$ _____
 _____ \$ _____
 _____ \$ _____

Bank or Finance Company: (please specify)

BANK OF NEW SCOTIA \$ 100.00
 _____ \$ _____
 _____ \$ _____

Department Store(s): (please specify)

_____ \$ _____
 _____ \$ _____
 _____ \$ _____

Other:

_____ \$ _____
 _____ \$ _____
 _____ \$ _____

C DEBT PAYMENT TOTAL \$ _____**VALUE OF ASSETS**

Real Estate Equity

Market Value \$ _____
 Mortgage Balance \$ _____

Automobile Equity

Make and Year 1988 VOLVO \$ 5,000.00
 Market Value \$ _____
 Loan Balance \$ _____

Bank or Other Account (include RRSP's) \$ _____

Stocks & Bonds \$ _____

Life Insurance \$ _____

Money owing to you \$ _____

Name of Debtor _____

Personal Property \$ _____

Cash \$ 150.00Other \$ 5,150.00

If you need more space for any item on this Statement,
 attach an extra sheet and sign it.

Date: _____

Signed: John RomanPrint Name: JOHN ROMAN**A. INCOME TOTAL** \$ 2,400**B. EXPENSES TOTAL** - \$ 2,300**SUB-TOTAL** = \$ 100**C. DEBT PAYMENT TOTAL** - \$ 100**BALANCE** = \$ 0