Form 41 S.C. No.\_\_\_\_\_\_\_\_\_

(Rule 42(17))

### **SUPREME COURT OF YUKON**

Between

 Plaintiff/Petitioner

and

Defendant/Respondent

**NOTICE OF INTENTION TO CALL
WITNESS ADVERSE IN INTEREST**

To [*name and address*]:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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TAKE NOTICE that [*party*] \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ requires you to appear at the trial of this action at The Law Courts, 2134 Second Avenue, Whitehorse, Yukon, Y1A 5H6, on [*date*] \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ at the hour of \_\_\_\_\_\_\_\_\_\_\_\_ for the purpose of being called as a witness under Rule 42(17).

Rule 42(17) states:

If a party wishes to call as a witness a person referred to in subrule (16), the party may deliver to the adverse party a Notice in Form 41 together with proper witness fees at least 7 days before the day on which the attendance of the intended witness is required.

Dated \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Signature [*Party or Party’s Lawyer*]

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Print Name [*Party or Party’s Lawyer*]