

IN THE SUPREME COURT OF THE YUKON TERRITORY

Citation: *Bronson v. Colp*, 2006 YKSC 20

Date: 20060228
Docket: S.C. No. 05-B0095
Registry: Whitehorse

IN THE MATTER OF THE *INTERJURISDICTIONAL SUPPORT ORDERS ACT*

BETWEEN:

KELLY LYNN BRONSON

Applicant

AND:

STEPHEN EARL COLP

Respondent

Before: Mr. Justice R.P. Foisy

Appearances:
Lenore Morris

Appearing for the Director of
Maintenance Enforcement
Appearing on his own behalf

Stephen Colp

**MEMORANDUM OF JUDGMENT
DELIVERED FROM THE BENCH**

[1] FOISY J. (Oral): Mr. Colp is prepared to pay the extra \$200 per month; that could well go towards this type of expense. So if you are prepared to do that, then that is what I will order, that you basically pay the \$450 you are paying now, plus an additional \$200, which will be tagged towards the s. 7 expenses.

[2] MR. COLP: Yes, Your Honour. I would be very happy with that.

[3] THE COURT: If you can do that then --

[4] MR. COLP: I will be very happy with that, yes.

[5] THE COURT: Just as an aside, I notice that you are a little bit distraught because you have not been able to have your child come out to see you. There are usually reasons for that and the courts in Nova Scotia are no different than the courts here. If we do not know who we are dealing with, often what happens is children leave the jurisdiction and then it is a real problem to get them back. But have you made any attempts to contact her by going down there to see her or?

[6] MR. COLP: It is -- no, Your Honour, I have not been able to afford to. I call her on the phone as often as I can. But what I hope to do is I got a little bit of -- I talked to my bank about some wiggle room in my mortgage and maybe get some of those bills knocked down so I can actively save to go down and see her.

[7] THE COURT: All right. I just wanted to explain that to you because, you know, child access is often problematic and I simply wanted to explain to you that we can not use that as a reason for not supplying the money that is required --

[8] MR. COLP: Oh I understand that, Your Honour.

[9] THE COURT: -- for the child. And I know you were not suggesting that, but I just wanted to make that clear to you. So that will be starting April 1st then?

[10] MS. MORRIS: That is fair.

[11] MR. COLP: I can start it this month.

[12] MS. MORRIS: Okay.

[13] THE COURT: You can start this month?

[14] MR. COLP: Yes, I would be very happy to start this month, Your Honour.

[15] THE COURT: Tomorrow is March 1st?

[16] MS. MORRIS: March 1st.

[17] MR. COLP: Yes, I get paid tomorrow, so I can send --

[18] THE COURT: All right.

[19] MR. COLP: -- post-dated cheques.

[20] THE COURT: Well, you can speak to counsel afterwards and maybe work out the wherewithal as to how this is all going to be done.

[21] MS. MORRIS: Okay. So just to clarify, the amount is \$650 then?

[22] THE COURT: Yes.

[23] MS. MORRIS: Okay, thank you.

FOISY J.