

EXHIBIT 'A'

FORM 59A (RULE 49 (2))

No.

..... Registry

In the Supreme Court of British Columbia

Between

Appellant

and

Respondent [*person or body appealed from*]

NOTICE OF APPEAL

WHEREAS on the .. 14..... day of July.....,2000., Judge Stone.....[*state name of person or body from whose decision appeal is brought*]..... made the following decision [*or direction or order as the case may be*]:[*state concisely the decision, direction, or order*]:

The Defendant pay to the Claimant the sum of \$8000.

AND WHEREAS an appeal lies to this court [*or a judge of this court as the case may be*] pursuant to.....Section 5 of the Small Claims Act.....[*set out section of enactment allowing appeal*].....:

TAKE NOTICE that ...Bryan Brown of 2820 Green Street, Victoria, BC V8R 2Z1.....[*name and address of appellant*]..... hereby appeals from the decision [*direction or order*] on the following grounds [*set out concisely grounds of appeal*]:

1. The Judge did not give proper weight to the evidence presented.
2. The Judge applied the wrong law in making the decision.

ATTACHED are the standard set of directions, in the form directed by the Chief Justice, governing the conduct of the appeal.

IF YOU INTEND to oppose the appeal, YOU MUST GIVE NOTICE of your intention by filing a form entitled Appearance in the above registry of this court and YOU MUST ALSO DELIVER a copy of the Appearance to the appellant's address for delivery, which is set out in this Notice of Appeal.

YOU OR YOUR SOLICITOR may file the Appearance. You may obtain a form of Appearance at the registry.

TIME FOR APPEARANCE

If this notice of appeal is served on a person in British Columbia, the time for appearance by that person is 7 days from the service (not including the day of service).

If this notice of appeal is served on a person outside British Columbia, the time for appearance by that person after service, is 21 days in the case of a person residing anywhere within Canada, 28 days in the case of a person residing in the United States of America, and 42 days in the case of a person residing elsewhere.

[or, if the time for appearance has been set by order of the court, within that time.]

The appellant's address for delivery of documents is:

Fax number for delivery:

Dated
Party [*or party's solicitor*]

To [*the person or body appealed from*]

Carol Smith
1660 8th Street
Victoria, BC, V7Z 2R9

And to [*all other persons who may be affected*]

EXHIBIT "B"

STATEMENT OF INCOME & ASSETS

INCOME

Gross monthly income (wages, interest, maintenance, Social Assistance, etc.)

1.	Salary working for courier service	\$ 1,400
2.		
	TOTAL	
Less deductions from source:		
1.	Income Tax	\$320
2.	Unemployment Insurance	\$ 35
3.	Canada Pension Plan	\$ 30
4.		\$ 385
	NET INCOME	\$1,115

ASSETS

A.	Real Property (Identify and show value. The value is the market value minus the amount of mortgages.)	
1.	Home (mobile home)	\$ 5,000
2.		
B.	Money in bank or on deposit at:	
1.	Canada Trust	\$ 150
2.		
C.	Cash on hand:	\$ 100
D.	Motor Vehicles: (market value less amount of loan)	
1.	1987 Ford Van	\$ 2,500
2.		
E.	Bonds, shares, certificates:	
1.	None	
2.		
F.	Other capital assets (specify):	
1.	None	
2.		

TOTAL \$ 7,750

EXHIBIT "C"

MONTHLY EXPENSE LIST

1.	Rent	
2.	Mortgage Payments	\$ 450
3.	Parking	
4.	Groceries	500
5.	Restaurant Meals	
6.	Prescriptions	40
7.	Dental Expenses	
8.	Transportation (Cabs or Buses)	
9.	Car Payments	200
10.	Gasoline, Car Repairs, Etc.	75
11.	Laundry and Dry Cleaning	
12.	Clothing (for self)	
13.	Clothing (for children)	
14.	Medical Insurance	50
15.	Hydro	85
16.	Telephone	25
17.	Heat	
18.	Cablevision	15
19.	Monthly Debts (See Below)	
20.	Babysitter, Daycare, Kindergarten	
21.	School Expenses	
22.	Water	
23.	Other Expenses (specify)	

TOTAL MONTHLY EXPENSES \$1440

DEBTS:

	Name of Creditor	Purpose of Debt	Monthly Payment	Total Amount
Owing				
1.	Royal Bank	Mortgage	\$450.00	\$25,000
2.	Bank of Nova Scotia	Car Loan	\$200.00	\$ 6,000

