|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| ONTARIO | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|  | |  | | | | | | | | | | | | | | | | | | | | |  | Court File Number | | | |
|  | | (Name of court) | | | | | | | | | | | | | | | | | | | | |  | | | |
| **at** | |  | | | | | | | | | | | | | | | | | | | | | Form 28B: Statutory Declaration to Sheriff | | | |
|  | | Court office address | | | | | | | | | | | | | | | | | | | | |
| Recipient(s) | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Full legal name & address for service — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any). | | | | | | | | | | | | | | |  | Lawyer’s name & address — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any). | | | | | | | | | | | |
|  | | | | | | | | | | | | | | |  |  | | | | | | | | | | | |
| Payor | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Full legal name & address for service — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any). | | | | | | | | | | | | | | |  | Lawyer’s name & address — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any). | | | | | | | | | | | |
|  | | | | | | | | | | | | | | |  |  | | | | | | | | | | | |
| **My name is** *(full legal name)* | | | | | | |  | | | | | | | | | | | | | | | | | | | | |
| **I live in** *(municipality & province)* | | | | | | | | |  | | | | | | | | | | | | | | | | | | |
| **and I declare that the following is true:** | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| **1.** | I am | | |  | | a recipient under a payment order. | | | | | | | | | | | | | | | | | | | | | |
|  | | | |  | | an assignee of a recipient under a payment order. | | | | | | | | | | | | | | | | | | | | | |
|  | | | |  | | an agent of the Director of the Family Responsibility Office. | | | | | | | | | | | | | | | | | | | | | |
|  | | | |  | | other *(Specify.)* | |  | | | | | | | | | | | | | | | | | | | |
| **2.** | On *(date)* | | | |  | | | | | | | | | | | | | | a writ of seizure and sale was issued in this case, | | | | | | | | |
|  | a copy of which is attached. | | | | | | | | | | | | | | | | | | | | | | | | | | |
| **3.** | Since then, the amount owed by the payor has changed and, as of today, the amount owed stands at | | | | | | | | | | | | | | | | | | | | | | | | | | |
|  | $ | |  | | | | | | | | | | with interest on it at the rate of | | | | | | |  | | | | | | % per year beginning | |
|  | on *(date when interest begins)* | | | | | | | | |  | | | | | | | | | | | |  | | | | | |
| **4.** | Since then, the payor has: | | | | | | | | | |  | legally changed his/her name from | | | | | | | | |  | | | | | | |
|  |  | | | | | | | | | |  | to | |  | | | | | | | | | | | | | . |
|  |  | | | | | | | | | |  | used the following alias(es): | | | | | |  | | | | | | | | | . |
|  |  | | | | | | | | | |  | used the following spelling variations of his or her name or alias(es): | | | | | | | | | | | | | | | |
|  |  | | | | | | | | | |  |  | | | | | | | | | | | | | | | . |
| **5.** | The amount in paragraph 3 includes unpaid support of $ | | | | | | | | | | | | | | | |  | | | | | | | | | which, under | |
|  | subsection 4(1) of the *Creditors’ Relief Act*,gets priority over other judgments and orders. | | | | | | | | | | | | | | | | | | | | | | | | | | |
| **6.** | An additional *Assignment of Judgment of Costs* in the amount of *(write NIL if none)* $ | | | | | | | | | | | | | | | | | | | | | | | |  | | |
|  | has been made in favour of Legal Aid Ontario which, under subsections 46(4) and 47(1) of the *Legal Aid Services Act, 1998*, must be deducted from the proceeds of the sale and paid to Legal Aid Ontario. | | | | | | | | | | | | | | | | | | | | | | | | | | |

| Form 28B: | | | | Statutory Declaration to Sheriff | | | | | | | | (page 2) | | | | | Court File Number |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
|  | | | |  | | | | |
|  | | | | | | | | | | | | | | | | | |
| **7.** | | The amount in paragraph 3 includes $ | | | | | | | | |  | | | as a fine for contempt of this court, a | | | | | |
|  | | forfeited bond or a forfeited recognizance arising out of a civil proceeding and made payable to, | | | | | | | | | | | | | | | | | |
|  | |  | | His Majesty the King | | | | |  | other *(Specify.)* | |  | | | | | | | |
|  | | and, under subsection 143(3) of the *Courts of Justice Act*, the writ of seizure and sale can be executed immediately to collect that amount without a direction to enforce. | | | | | | | | | | | | | | | | | |
| Declared before me at | | | | | |  | | | | | | | | |  |  |  | | |
|  | | | | | | municipality | | | | | | | | |  |  |  | | |
| in | | |  | | | | | | | | | | | |  |  |  | | |
|  | | | province, state or country | | | | | | | | | | | |  |  |  | | |
| on | | |  | | | |  |  | | | | | | |  |  | Signature  (This form is to be signed in front of a lawyer, justice of the peace, notary public or commissioner for taking affidavits.) | | |
|  | | | date | | | |  | Commissioner for taking affidavits (Type or print name below if signature is illegible.) | | | | | | |  |  |