

BALBI

& COMPANY

LEGAL CENTRE

Family Law

Lawyers

NEWSLETTER

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GREAT SUCCESS ON APPEAL!



We represented the father in a difficult case.

The mother and father of two children separated, and after an acrimonious battle, the father had custody of his children. The matter went before a Judge who felt the children were in need of protection. As a result, the father had permanently lost his children to the Director of Child Welfare.

We felt the Judge was wrong in interpreting a specific provision of the legislation.

The specific provision in the legislation had been interpreted a particular way by all Judges. We felt this was incorrect, and appealed. The appeal proceeded before a higher Court and the appeal Justice agreed with our interpretation.

The end result was that our client won the appeal and has the opportunity to have the children returned to him. The practice within the Court on the section of the legislation that was appealed will change in accordance with the new law in this area.

Just because the Courts interpret the law in a certain way does not necessarily mean that interpretation is the correct one. In this case, justice was done.

PATIENCE REALLY PAYS OFF

We represented a woman in what started out to be a relatively standard divorce. There were children, a family business and a few normal assets. We started out by meeting with the husband and his lawyer to try to resolve everything amicably.

The husband proved to be very difficult to deal with. He was very "picky" about every little detail. He then suddenly became agitated and wanted everything to be settled quickly. We came to an agreement and the deal was signed off.

Shortly after signing the Settlement Agreement, the husband's business was purchased by a third party. The value of the business was many times greater than we had discussed in negotiations to come to a settlement.

We took the position that the original Agreement should be set aside and that the increased value of the business should be

shared equally. The husband took the position that the deal was done, and furthermore, if there was to be any sharing, most of the increased value should go to the husband. The fight was on.

We assembled an excellent team of business valuers, tax specialists and legal personnel to combat the husband's position. We even went to mediation and arbitration.

In the end, we were successful in each and every one of our points against the husband: the original Agreement was set aside; the wife was entitled to one half of the increased value of the business; the wife's tax position was preferred to that of the husband's position; and the husband needed to pay the wife the income on the funds she had not originally received. In the end, the wife received several million dollars and was very pleased with the outcome.

Being patient while being focused proved to be an effective and valuable strategy to our client.



*Season's Greetings
from our house to
yours!*



BALBI & COMPANY'S WEB SITE

An overview of www.familylaw-balbi.com follows:

- The **About Our Team** page allows you to read a brief summary about each of our firm's lawyers and learn about their area of expertise.
- From Divorce to Step-Parent Adoption, the **Area of Law** section lists the areas of law our firm deals with.
- If you need information about the Parenting After Separation Seminar, you can check out our **Resources** page. You will find the telephone numbers, as well as links to help you find contact information or documentation from a variety of resources.
- One of the best ways to keep your legal costs down is by having all questions for your lawyer ready before making a telephone call. Check out our **FAQ** page. Frequently asked questions are posted and answered by our lawyers.
- Schedule too busy to take part in Balbi L.A.W. Seminars? Maybe you've misplaced our last Newsletter? Our web site takes care of that too. Archived **Newsletters** and **Balbi L.A.W. Seminars** are available on the web site. (See more on **Balbi L.A.W. Seminars** below).
- **Balbi on TV** – see recent clips from our lawyers on TV.
- Our **Contact Us** page provides our location and how to get in touch with us.
- If you, or someone you know, are looking for an exciting career in Family Law and are looking to join a fantastic group of people, join us on our **Careers** page to see what current opportunities are available.



BALBI L.A.W. (LEGAL ADVISORY WORKSHOP) SEMINARS

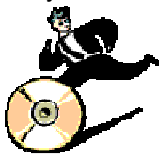
Recent Balbi L.A.W. (Legal Advisory Workshop) Seminars include the following:

“Writing It Right With Wright–E-Mail & Social Networking Do’s & Don’ts” Guest Speaker: Katherine MacDonald, Cyber Crime Expert

“Parental Alienation–How Parents are Screwing Up Their Kids” with Guest speaker: Dr. Gary Kneier-Psychologist

“When Does It End – Do I have to keep paying for my kids after they are 18?”

If you missed any of our recent seminars, we have posted these archived recordings on our web site at www.familylaw-balbi.com.



Go to the **Balbi L.A.W. Seminars** page to listen to any of the saved seminars.

Information about the Seminars, including dates, topics and call-in numbers, is sent to you via email. If we don't have your email address and you'd like to be added to our distribution list, please forward your email address to balbico@familylaw-balbi.com, or call 403.269.7300.



NEWS!!

We are pleased to welcome back Ceri Chwieros from her maternity leave. Ceri is back in the fold again and looking forward to seeing her old clients and welcoming new ones.

CAST & CREW



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