

THE HONOURABLE MADAM JUSTICE
BONNIE L. RAWLINS



THE COURT HOUSE
611 - 4TH STREET S.W.
CALGARY, ALBERTA
T2P 1T5

COURT OF QUEEN'S BENCH OF ALBERTA

4 February 1997

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Dear Sirs:

Re: **ACTIONS NO. 4801-84311 & 9401-17475**
JORDAN v. JORDAN
Judicial Dispute Resolution Conference - January 10, 1997

It would appear that the parties are unable to resolve the outstanding issues between them and, in accordance with the agreement between you, you have agreed that I will conclude the matters by rendering a decision.

As you are aware, we have had a number of opportunities to speak on the telephone with respect to this matter prior to us arriving at this juncture and the following represents what I have already shared with you during those telephone conversations as a means of resolving these issues:

1. **Matrimonial Property**

I would direct your attention to p. 2 of Mr. Elliott's letter to Mr.

Cont'd

. 2 -

Jordan dated January 9th, 1997. A chart of the distribution of the matrimonial property is set out there and, as indicated to you, I accept the numbers as indicated on this chart which indicates an equalization payment to Mrs. Jordan in the amount of \$39,948.54. However, in addition to this number must be added one-half of the tax refund received by Mr. Jordan which I have been advised is approximately \$12,500.00. *

Mr. Jordan has claimed some apportionment of the \$7,900.00 expenses paid pursuant to Madam Justice Phillips' Order and I have found that only those expenses which cover any period beyond January 10th, 1997 should be borne by Mrs. Jordan, otherwise the expenses are not to be deducted from her share. ml -

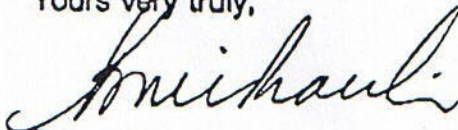
My understanding is that this concludes the distribution of the matrimonial property which leaves the outstanding issue of spousal support.

2. Spousal Support

I indicated to you that I would award, and do award, the sum of \$1,900.00 per month commencing January 21st, 1997. Added to that will be a cost of living increase to be adjusted every January 1st, commencing January 1st, 1998. This spousal support award is based upon an income of Mr. Jordan of \$67,000.00 per year and the parties shall exchange copies of their tax returns on or before May 31st of every year and copies of the Notices of Assessments received in respect of those tax returns within 30 days of their receipt.

In the event that I have omitted to include any of the items that were discussed during our conversations, either at the J.D.R. or on the telephone, kindly advise at your convenience.

Yours very truly,



B.L. Rawlins

/mf