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| ONTARIO | | | | | | | | |
|  | | | | | | |  | Court File Number |
| (Name of court) | | | | | | | Binding Judicial Dispute Resolution (JDR) Hearing Request and Consent – Office of the Children’s Lawyer |
| **at** |  | | | | | |
|  | Court office address | | | | | |
| Applicant(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). | | | | |
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| Respondent(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). | | | | |
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|  |
| RE: | |  | | | v. |  | | |
| A Binding JDR hearing is a party-initiated, consensual, and flexible process which allows parties to obtain final orders on their disputed issues without the need for a trial. The judge conducting the hearing will help the parties to try to resolve their issues on consent and then make orders about unresolved issues at the same hearing. The parties must obtain the Court’s approval in order to have a Binding JDR hearing. | | | | | | | | |
| Part A: Request and Consent | | | | | | | | |

1. I have read and understand the Binding JDR hearing process as set out in the [Practice Advisory Concerning the Superior Court of Justice’s Binding Judicial Dispute Resolution Pilot Projects](https://www.ontariocourts.ca/scj/practice/regional-practice-directions/).

2. I have reviewed the parties’ Request and Consent for Binding JDR forms dated *(applicant)* and  *(respondent)*:

3. I, , consent to the court conducting a Binding JDR hearing on the following issues, regarding which the Office of the Children’s Lawyer’s has been appointed to represent the child.

Decision-making:

Parenting time or contact:

Other:

3. I intend to present the views and preferences of the child(ren) to the court in the following ways:

4. Here is a list of the types of additional documents that I intend to rely on at the Binding JDR hearing:

5. I also understand that I should **only** submit evidence that is relevant and non-repetitive and that will assist the parties to settle the issues or help the judge to make a decision

6. I will upload to CaseLines all my documents for the Binding JDR hearing as soon as possible after receiving my invitation from the court and not later than **five (5)** days before the hearing.

7. I am aware that, unless all parties agree or I obtain permission from the Court, I may **not** withdraw my consent to participate in the Binding JDR hearing after filing my signed **Binding Judicial Dispute Resolution Request and Consent form**.

8. I am aware that if I fail to participate in the process after filing my signed **Binding Judicial Dispute Resolution Request and Consent form** without the Court’s permission to withdraw, the issues may be decided based on the evidence filed, or on the evidence of the other party(ies).

9. I am aware that unless I have the Court’s permission, I may **not** adjourn the date scheduled for my Binding JDR hearing even with the consent of the other side.

10. I am aware that if appropriate, the Court may award costs in accordance with Rules 18 and 24.

11. I understand that there is no right to the following at a Binding JDR hearing:

1. to have my child client’s case decided on a final basis at a trial;
2. to call and cross-examine witnesses at the hearing, unless otherwise ordered by the court in advance;
3. to insist that the judge conducting the hearing apply the formal rules of evidence and procedure;
4. to object because the judge deciding the unresolved issues has knowledge of settlement discussions and offers to settle or has provided an opinion about the same issues, (despite subrules 17(24) and 18 (8)(b) of the Family Law Rules).

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| Part B: Scheduling the Hearing |

I agree that any judge may hear the Binding JDR hearing.

I request that Justice  conduct this Binding JDR hearing. I acknowledge that this judge has presided over a prior step in this case and may have knowledge of settlement discussions and offers to settle or may have provided an opinion about the same issues;

I request that Justice not be scheduled to conduct this Binding JDR hearing because:

Subject to the discretion of the judge approving or conducting the case, I request that my hearing be scheduled

in person  virtually

for the following reasons:

I will file my **confirmation of Binding JDR** by 2:00 p.m. three (3) days prior to the hearing date, (see section 7 of the Practice Advisory.)

I will promptly advise the Court if a settlement has been reached about any issues prior to the hearing date by contacting the Trial Coordinator.

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|  |  |  |
| Children’s Lawyer’s name |  | Children’s Lawyer signature |

Dated at *(municipality and province)* this  day of , 20

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***To be completed by the Court***

This matter

is approved for a Binding JDR hearing

is not approved for a Binding JDR hearing

See the attached Binding Judicial Dispute Resolution Endorsement.

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|  |  |  |
| Date |  | Justice |