### FORM 9:EVIDENCE OF FINANCIAL POSITION

### IN THE REPUBLIC OF TRINIDAD AND TOBAGO

#### IN THE HIGH COURT OF JUSTICE

#### Family

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##### Petition/Application No. 1579 of 2007

## BETWEEN

|  |  |
| --- | --- |
| LEONORA GASKIN | Applicant |
| And |  |
| **ANTONIO DARIO THOMAS** | Respondent |

**EVIDENCE OF FINANCIAL POSITION**

**(RESPONDENT)**

I,ANTONIO DARIO THOMAS, of No.183 Maranatha Drive, Roystonia, Couva, in the Island of Trinidad, in the Republic of Trinidad and Tobago,make and say as follows:

That the information set out below is correct to the best of my knowledge, information and belief:

(1) Date of Birth 26th of June, 1963

(2) Date of marriage

(if not married length of cohabitation 12th of July, 2001

(3). Details of other proceedings relating to

the relationship: **court order made date**

✓

(a) Divorce Family court decree nisi 23rd November,2007

(b Maintenance

(c) Children issues

(d) Domestic Violence Couva Magistrate court protection order 29th November 2007

(d) Other

(4) Full details of the children are set out in Form 2

(a) filed at the Court under case number xx.xxx OR

(b) filed with this application.

# Details of my income

(5). Details of employment

(a) type of main employment Self Employed

(b) name of employer N/A

(c) address of employer N/A

(d) if self employed give details of

business and of any people with

whom you are in partnership. Trader, selling perfumes, incenses etc

(d) gross pay/income $60 per day

per [week][month][year]

(e) normal take home pay/income $60 per day

per [week][month][year]

(f) what deductions are made for pension? N/A

(6). Other income:

(a) State benefits

per [week][month][year] $1800 per month pension

(b) voluntary maintenance NIL

per [week][month][year]

(c) maintenance under court order NIL

per [week][month][year]

Copy order exhibited marked 'A'

(d) income from investments NIL

per [week][month][year]

(e) rents received

per [week][month][year] NIL

(f) income from other work than main employment

per [week][month][year] NIL

# Employment

(7) If not working:

(a) Are you looking for work? N/A

(b) Do you expect to look for work N/A

within the next two years?

(c) What sort of work could you do? N/A

(d) What qualifications have you? N/A

(e) When did you last work? N/A

(8) If working-

(a) how are any children cared for? N/A

(b) what is the cost of child care? N/A

(c) are you thinking about changing

your job within the next year? N/A

(d) are you likely to get promotion within N/A

next year?

[If answer to (c) or (d) 'yes' - give details]

# Health

(9) Do you suffer from any health problems? Heart problems, Stroke on the left side, left foot disabled.

If so give details and state if they affect Yes

your employment or ability to get work.

# Cohabitation

(10) Are you living with any person other

than the respondent and any children? NO

(11) If so give details of any financial support

you receive from that person. N/A

# Expenditure

(12) What do you spend on - per [week][month][year]

**House -**

Mortgage Repayments$ 2700 per month

Life Insurance Premiums NIL

Building Insurance Premiums NIL

Contents Insurance Premiums NIL

Rent NIL

Land & building taxes $ 60 per year

Water and sewerage charges $ 160 per 3 months

Electricity $ $280 per two months

Cooking Gas $ 24 per three months

Telephone NIL

Repairs and Decoration NIL

Furniture/furnishing replacements NIL

**Personal Expenses**

Food $500 per month

Laundry/Cleaning NIL

Medical/Dental/Optical NIL

Clothing/Shoes $500 per year

Hairdressing NIL

General Housekeeping expenses (contribution) NIL

Help in house NIL

Gardener/yard help $300 per month

Entertainment NIL

Holidays and Outings NIL

Presents NIL

Newspapers/Magazines NIL

Other NIL

Repayment of debts/loans etc. NIL

**Cost of working**

Travel to work $20 per day

Pension contributions NIL

Union/Professional Body Subscriptions NIL

**Expenditure on Children**

Food NIL

General Clothing NIL

School Uniform etc. NIL

School fees NIL

Lunch money NIL

School books NIL

General school supplies NIL

Extra tuition NIL

Travel to School NIL

Medical /Dental costs NIL

Toys/Games/Sports NIL

Outings NIL

Holidays NIL

Hairdressing NIL

Presents NIL

Pocket money

Child Care NIL

**Car**

Insurance NIL

Hire Purchase etc NIL

Repairs/Servicing NIL

Gas/Oil NIL

# Capital and other assets

(13) Is the house you live in -

(a) owned by you? Yes

(b) owned jointly with...................(name) of

...................................................(address)? The Applicant, Lot no.183 Phase 6A,

Roystonia housing Development

,Couva

(c) owned under a statutory lease? NO

(d) rented? NO

**If owned:**

(a) what do you think the house

is worth? $600,000

(b) Is the house mortgaged? Yes

(c) Who is the lender? Trinidad & Tobago Mortgage

Finance Company Limited

(d) How much is owing on the mortgage? $276,326.66

(e) Is there any other security (e.g. life insurance policy)? NO

If so, give details

(i) name of insurance company N/A

(ii) number of policy N/A

(iii) with or without profits N/A

(iv) when due to mature N/A

(iv) estimated value at maturity. N/A

(14). Do you own any other property? NO

If so -

(a) in your sole name

(b) jointly with

(c) what do you think the house

is worth?

(d) Is the house mortgaged N/A

(e) Who is the lender?

(f) How much is owing on the mortgage? N/A

(g) Is there any other security (e.g. life insurance policy)? N/A

If so, give details

(i) name of insurance company N/A

(ii) number of policy N/A

(iii) with or without profits N/A

(iv) when due to mature N/A

(iv) estimated value at maturity. N/A

(15) Do you own any stocks or shares? NO

If so give details below or on a separate piece of paper:

details of stock/share

date bought

price paid

present estimated value.

(16) Do you have any money invested in-

Bank NO

Building Society NO

Life Insurance Policy NO

Business NO

Unit Trusts NO

Credit Unions NO

Other NO

(if so, give details)

# Bank Account

(17) Do you have a Bank Account? Yes

If so

Name of bank Scotia Bank, Independence Square

Port of Spain

Account number

Type of account Savings

Present balance $24,000

# Other assets

(18) Do you own a car NO

if so give details -

Registration Number

Make and Model

Value

Outstanding loan.

(19) Do you have any other assets worth more than $2,500?

If so, give details

(a) Jewellery N/A

(b) Antiques N/A

(c) Paintings N/A

(d) Works of Art. N/A

(e) Boat N/A

1. Computer N/A
2. Other N/A

# Debts

(20) (a) Are you behind with -

Mortgage repayments? Yes

Rent? NO

How much? $6,000

(b) have any steps been taken to repossess your house?NO

Do you owe

(c) debts to financial institution/bank/credit company/credit cards?

NO

if so, give details of -

amount of debt N/A

when borrowed N/A

for what

amount outstanding N/A

repayments $

per[week][month][year] N/A

are any repayments in arrear? N/A

(d) personal debts NO

give details.

# APPLICANT

(21) Do you dispute any part of the applicant’s evidence? Is so set out below by reference to the particular paragraph of the evidence, what you consider to be incorrect, why you think it is wrong and what the true position is so far as you know.

(22) **Other matters:**

**(set out BRIEFLY any other matters which you think may be relevant to your application for financial provision)**

Do you seek any financial orders from the applicant?

(23) Set out as clearly as possible what orders you seek

1. For maintenance of yourself yes
2. For maintenance of the children No
3. About the matrimonial home half the share
4. About capital half the share

**SWORN** to at …………………… ……..

……………………………………………

this………..day of ……………………2009

Before me

The **Court Office** is at [ ], telephone number xxx.xxxx, FAX number xxx.xxxx. The office is open between [8.00 am and 4.00 p.m. every days except Public Holidays and such other days as the Court Office is closed