

**ATB Financial®**

AT POINT OF MAILING

110708 21:12 T2E 040 A-12

www.canadapost.ca

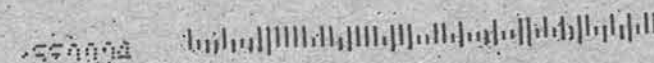
www.postescanada.ca

1984152  
13414  
122240  
004086  
0708



|||||

Joyce Broder  
517 West Edge Road  
Cochrane, AB, T4C 1M7



ATB Financial Administration  
Central Services  
#144, 6715 – 8<sup>th</sup> St, NE  
Calgary, Alberta  
T2E 7H7

July 06, 2011

Joyce Broder  
57 West Edge Road  
Cochrane, AB, T4C 1M7

Dear Sir/Madam:

Re: Garnishee Summons – Court of Queen's Bench

Alberta Treasury Branches, Sundre has been served with a Garnishee Summons from The Court of Queen's Bench in the amount of \$48,838.99 and in the name of Donald Broder.

Please be advised that as of today's date we have debited your account #833-1102060 in the amount of \$595.00 and remitted on your behalf.

We are enclosing a copy of the Garnishee Summons for your records.

**Joint Oblige**

Sincerely,

ATB Financial  
Central Services Administration

ejs

Where there's a way.™

**ATB Financial®**  
*Where there's a way*

Q.B. COURT FILE NO. 0901-16220

COURT Court of Queen's Bench of Alberta

JUDICIAL CENTRE Calgary

CREDITOR **GUY LACOURCIERE**

Address &amp; Postal Code C/O 400, 604 - 1st Street SW, Calgary, Alberta T2P 1M7

Telephone 403-232-1759

Fax 403-264-7084

DEBTOR **DONALD BRODER**

Address &amp; Postal Code R.R. 2, Sundre, AB T0M 1X0

Telephone 403-638-3297

Fax unknown

GARNISHEE **ALBERTA TREASURY BRANCHES**

Address &amp; Postal Code 304 Main Avenue W., Sundre, AB T0M 1X0

Telephone 403-638-4312

Fax 403-638-4059

FILED BY: **Leanne Stroh / D. Kim Beachum**Address & Postal Code Field LLP  
400, 604 - 1st Street SW, Calgary, Alberta T2P 1M7

Telephone 403-232-1759

Fax 403-264-7084

DOCUMENT **Garnishee Summons**☐ before judgment☒ after judgment

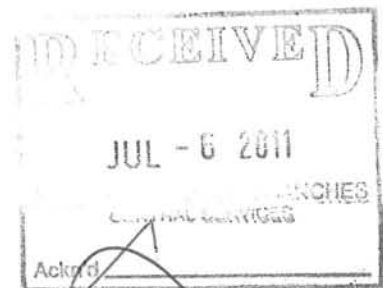
Clerk's Stamp Filed &amp; Issued

CLERK OF THE COURT

JUN 30 2011

CALGARY, ALBERTA

**FINANCIAL INSTITUTIONS**  
Please Advise **SOLE** or **JOINT**  
**Account**, and name of Account  
Holder. *Thank You*



This Garnishee Summons is issued on: JUNE 30 / 11 for \$ 48,838.99  
 date (mm/dd/yyyy) (total amount)

(The Creditor may adjust the total amount by serving a Notice on the Garnishee)

The Creditor intends to garnish the Debtor's: ☐ employment earnings  
☒ deposit accounts  
☐ money owing from other sources

The Judgment is for alimony or maintenance. ☐

When employment earnings are garnished for alimony or maintenance, *Maintenance Enforcement Act* employment exemptions apply. Refer to the *Maintenance Enforcement Regulation* for more information.

**This summons expires**

1. in the case of a deposit account, 60 days from the date it was issued, unless it is a joint account, in which case this is only a one-time obligation.
2. in all other cases, one year from the date it was issued, unless it has been renewed.

### Supporting Affidavit

1. I am the agent for the creditor.
2. According to the Judgment, **a Writ of Enforcement** has been registered at the Personal Property Registry.
3. I believe that the proposed Garnishee owes the debtor money now or will owe the debtor money in the future.
4. The proposed Garnishee is in Alberta, or does business in Alberta notwithstanding that its payroll office is outside Alberta.

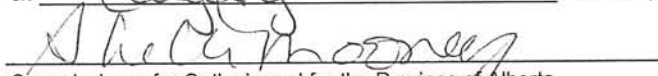
  
 (Signature of Creditor or Agent/Lawyer)

Leanne Stroh  
 (Print Name of Creditor or Agent/Lawyer)

Paralegal  
 (Occupation)

Sworn/Affirmed Before Me

on June 29, 2011  
 at Calgary Alberta,

  
 Commissioner for Oaths in and for the Province of Alberta

SHELLI A. MOONEY

Commissioner's Name and Commission Expiry Date (please print)  
 My Appointment Expires on May 9, 2014.

**To the Clerk:**

The Creditor has \_\_\_\_\_ a Judgment \_\_\_\_\_ against the Debtor, and a Writ of Enforcement \_\_\_\_\_ has been registered at **Personal Property Registry** as 11040727157.  
(11-digit PPR Registration Number)

The amount specified in the Writ of Enforcement/Attachment Order is	\$ 11,568.49
of which the present balance owing is	\$ 9,669.69
plus related writs ( <i>according to the attached distribution seizure search results</i> )	\$ 38,919.30
plus probable costs	\$ 250.00
<b>Total</b>	<b>\$ 48,838.99</b>

**Certificate of Service on the Debtor / Joint Oblige**

I, EUN JU SONG am the  
(Print name of person who served the Garnishee Summons)

☒ Garnishee / Agent for the Garnishee ☐ Creditor / Agent for the Creditor

I certify that on JUL 06 2011  
(Date of Service of Garnishee Summons)

I served Donald Broder / Joyce Broder  
(name of Debtor/Joint Oblige who was served)

☐ Personally ☒ By ordinary mail

with a true copy of the Garnishee Summons according to the **Civil Enforcement Act**.

**NOTE:** Only the Garnishee may serve a Garnishee Summons on a Debtor / Joint Oblige by ordinary mail unless otherwise ordered by the Court.

Dated: JUL 06 2011  
(mm/dd/yyyy)

[Signature]  
(Signature of person who served the summons)

(If there is more than one Debtor / Joint Oblige, please complete an additional Certificate of Service for each Debtor / Joint Oblige who was served)



## Instructions for Garnishee

These instructions will help you to comply with the Garnishee Summons. They are taken from the following pieces of legislation:

*Civil Enforcement Act, RSA 2000 cC-15*  
*Civil Enforcement Regulation, (AR 276/95)*

**Make cheques payable to the Minister of Finance and Enterprise and send, along with the required documents, to:**  
**Attention: Q.B. Accounting    Calgary Courts Centre, 601-5 Street SW, Calgary, AB T2P 5P7**

Future payments to the clerk under this Garnishee Summons should be accompanied by a copy of the first page of this Garnishee Summons and an accounting.

**Garnishee Summons      Within 15 days from being served with the Garnishee Summons in triplicate with a \$25.00 compensation fee, you must do the following:**

- (which does not attach employment earnings)
1. **Serve** a copy of the Garnishee Summons on the debtor (personally or by ordinary mail).
  2. **Deliver** to the Clerk of the Court a Garnishee's Response. See below for what this must contain.
  3. **Pay** to the Clerk the lesser of
    - (a) the amount indicated on the first page of the Garnishee Summons.
    - or
    - (b) the amount payable by you to the Debtor according to your obligation to the Debtor.

Minus \$10.00 as a Garnishee compensation.

Where the Garnishee Summons seeks to affect a **joint entitlement**, you must pay to the Clerk, unless a court orders otherwise, an amount equal to the total amount of the fund divided equally amongst all the people with the joint entitlement. A Garnishee Summons which seeks to attach a joint deposit account only attaches a current obligation as defined in the ***Civil Enforcement Act***.

**Garnishee Summons      The Garnishee's response must contain as much of the following as is applicable:**

- (which does not attach employment earnings)
1.
    - (a) A Certificate of Service on the Debtor (found on the second page of this document) stating that you have delivered a copy of the Garnishee summons to the Debtor.
    - or
    - (b) A statement setting out why you could not serve the Garnishee Summons on the Debtor.

*continued*

**NOTE:** Send the original Certificate of Service to the Clerk.

2. The amount that you owe under your obligation to the Debtor.
3. The amount that you are paying to the Clerk.
4. If you don't think that you have an obligation to pay the Debtor that can be affected by the Garnishee Summons, please explain why.
5. If you believe that the obligation that the Garnishee Summons is trying to affect is (or may be) owed to someone other than the Debtor, give the reasons for your belief and the name and address of that other person.

6. If you have already received another Garnishee Summons regarding the same obligation and that Garnishee Summons is still in effect, let the Clerk's office know in writing and give the Court File Number of the other Garnishee Summons. The Court File number is on the front page of the Garnishee Summons.
7. Where the Garnishee Summons seeks to affect a joint entitlement, the Garnishee's Response must contain the name of each person who has the joint obligation with the Debtor and either
  - (a) the address of each person who has the joint obligation with the Debtor, or
  - (b) a completed Certificate of Service (found on the second page of this document) stating that you have served a copy of this Garnishee Summons on each person who has the joint obligation with the Debtor.

**NOTE:** If it is a joint account, it is a one-time obligation.

8. Where the Garnishee Summons has attached a future obligation, that is, there is an amount that you must pay the Debtor in the future, the Garnishee's Response must contain the following, if known:
  - (a) the date or dates on which the future obligation, or any part of it, is expected to become payable.
  - (b) the amount expected to be payable on each date set out above.
  - (c) Any conditions that must be met before the future obligation will become payable.

When the future obligation becomes payable, the Garnishee's Response must set out

- (a) the amount that is now payable and
- (b) the amount that you are paying to the Clerk.

**Garnishee  
Summons**

(which  
attaches  
employment  
earnings)

**Within 15 days from being served with the Garnishee Summons in triplicate with a \$25.00 compensation fee, you must do the following:**

1. **Serve** a copy of the Garnishee on the Debtor (personally or by ordinary mail).
2. **Deliver** to the Clerk of the Court a Garnishee's Response. See below for what this must contain.
3. Within 5 days after the end of the Debtor's last pay period for months affected by the Garnishee Summons, pay to the Clerk the Debtor's net pay less
  - (a) the Debtor's employment earnings exemption (see Employment Earnings Exemptions listed below).
  - and
  - (b) \$10.00 as Garnishee compensation.

**Net pay** means the Debtor's total earnings minus any amounts you are required to deduct for income tax, Canada Pension contributions, and employment insurance premiums. Any other deductions are taken from the Debtor's exemption.

**The Garnishee's Response must contain as much of the following as applicable:**

1. Whether or not you employ the Debtor.
2. How often you pay the Debtor.
3. Either
  - (a) A Certificate of Service on the Debtor (found on the second page of this document) stating that you have delivered a copy of the Garnishee Summons to the Debtor.  
or
  - (b) A statement setting out why you could not serve the Garnishee Summons on the Debtor.

**NOTE:** Send the original Certificate of Service to the Clerk.

4. If you have already received another Garnishee Summons against the Debtor's employment earnings and that Garnishee Summons is still in effect, let the Clerk's office know in writing and give the Court File Number of the other Garnishee Summons. The Court File Number is on the front page of the Garnishee Summons.

At the end of the Debtor's last pay period for each month during which the Garnishee Summons is in effect, you must deliver to the Clerk a written statement setting out:

1. the Debtor's total employment earnings for the pay periods that ended during the month.
2. the amounts deducted from total earnings to calculate the Debtor's net pay for the month;  
and
3. the number of the Debtor's dependants.

**Employment  
Earnings  
Exemptions****Calculate the Debtor's monthly employment earnings exemption by adding together:**

1. the Debtor's minimum exemption.  
and
2. half the amount by which the Debtor's net pay exceeds this minimum exemption.

For a Debtor with no dependants, the minimum employment earnings exemption is \$800.00 and the maximum is \$2400.00. The minimum and maximum employment earnings exemption increases by \$200.00 for each dependant.

A dependant is:

1. a person identified as a dependant by Court Order.
2. the spouse or adult interdependent partner of the Debtor.
3. any child of the Debtor under 18 who lives with the Debtor.  
or
4. any relative of the Debtor (or of the Debtor's spouse/adult interdependent partner) who lives with the Debtor and, because of mental or physical infirmity, depends financially on the Debtor.

You are entitled to rely on, and act in accordance with, the Debtor's written statement of the number of dependants he or she has.

You can get a worksheet from the Clerk's Office to help you calculate the Debtor's employment earnings exemption.



**When employment earnings are garnished for alimony or maintenance, *Maintenance Enforcement Act* employment exemptions apply. Refer to *Maintenance Enforcement Regulation* for more information.**

**If you pay the Debtor's salary/wage more often than monthly, you can pay the Clerk of the Court at the end of each pay period instead of at the end of each month.**

In this case, calculate the minimum and maximum employment exemption for each pay period as follows:

1. multiply the monthly exemption by the number of days in the pay period.  
and
2. divide this number by 30.

Search ID#: Z02953628

**Individual Debtor Search For:**

BRODER, DONALD

Search ID #: Z02953628

Date of Search: 2011-Jun-28

Time of Search: 08:55:50

---

Registration Number: 08063029836

Registration Type: WRIT OF ENFORCEMENT

Registration Date: 2008-Jun-30

Registration Status: Current

Expiry Date: 2012-Jun-30 23:59:59

---

Issued in Edmonton Judicial District

Court File Number is 970312949

Judgment Date is 2007-Jan-30

This Writ was issued on 2008-Jun-27

Type of Judgment is Other

Original Judgment Amount: \$6,814.91

Costs Are: \$0.00

Post Judgment Interest: \$1,593.09

Current Amount Owing: \$8,408.00

---

Inexact Match on: Debtor

No: 1

---

**Amendments to Registration**

10063003766

Amendment And Renewal

2010-Jun-30

---

**Solicitor / Agent**

WEIR BOWEN  
1600 CANADA TRUST TOWER, 10104-103 AVE  
EDMONTON, AB T5K 0H8

Phone #: 780 424 2030

Fax #: 780 424 2323

**Debtor(s)**

**Block**

**Status**

1 BRODER, DON  
RR 2  
SUNDRE, AB T0M 1X0

Current

Search ID#: Z02953628

Gender:  
Male

Birth Date:  
1929-Oct-11

**Creditor(s)**

<b><u>Block</u></b>		<b><u>Status</u></b>
1	BRODER, GEORGE C/O 1600 10104 103 AVE EDMONTON, AB T5J 0H8	Current
<b><u>Block</u></b>		<b><u>Status</u></b>
2	BIBAUD, DORIS C/O 1600 10104 103 AVE EDMONTON, AB T5J 0H8	Current
<b><u>Block</u></b>		<b><u>Status</u></b>
3	BRODER, EARL C/O 1600 10104 103 AVE EDMONTON, AB T5J 0H8	Current
<b><u>Block</u></b>		<b><u>Status</u></b>
4	BRODER, RICHARD C/O 1600 10104 103 AVE EDMONTON, AB T5J 0H8	Current
<b><u>Block</u></b>		<b><u>Status</u></b>
5	MACPHEE, MARGARET C/O 1600 10104 103 AVE EDMONTON, AB T5J 0H8	Current
<b><u>Block</u></b>		<b><u>Status</u></b>
6	ADAM, LUELLA C/O 1600 10104 103 AVE EDMONTON, AB T5J 0H8	Current

**Particulars**

<b><u>Block</u></b>	<b><u>Additional Information</u></b>	<b><u>Status</u></b>
1	GEORGE BRODER & DORIS BRODER ARE ALSO CREDITORS IN THEIR CAPACITY AS PERSONAL REPRESENTATIVES OF THE ESTATE OF EDMUND BRODER, ALSO KNOWN AS ED BRODER, DECEASED. LEON ADAM EXECUTOR OF THE ESTATE OF LUELLA ADAM, DECEASED	Current