

**FORM 70X**  
**NOTICE OF RESUMPTION OF HEARING**

*(General heading)*

*(Court seal)*

NOTICE OF RESUMPTION OF HEARING

TO THE RESPONDENT

The proceeding before this court for confirmation of a provisional variation order made by the *(name of court that made provisional variation)* was adjourned in order to send the matter back to that court for further evidence. A copy of the further evidence is attached to this notice.

THE COURT WILL RESUME ITS HEARING to consider confirmation of the provisional variation order on *(day)*, *(date)*, at *(time)*, at *(address of court house)* before a judge of the Trial Division.

IF YOU WISH TO OPPOSE CONFIRMATION of the provisional variation, you or a Prince Edward Island lawyer acting for you must forthwith prepare a notice of appearance in Form 38C prescribed by the Rules of Civil Procedure and file it in this court office, and you or your lawyer must appear at the hearing.

IF YOU WISH TO PRESENT AFFIDAVIT OR OTHER DOCUMENTARY EVIDENCE TO THE COURT OR TO EXAMINE OR CROSS-EXAMINE WITNESSES, you or your lawyer must, in addition to filing your notice of appearance, file a copy of the evidence in the court office where the hearing is to be held as soon as possible, but not later than 2 p.m. on the day before the hearing.

IF YOU FAIL TO APPEAR AT THE HEARING, THE PROVISIONAL ORDER MAY BE CONFIRMED IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU.

*(Date)*

Issued by \_\_\_\_\_

Prothonotary

Address of court office \_\_\_\_\_

TO *(Name and address of respondent)*