

# NOTICE TO THE PROFESSION

## COURT OF QUEEN'S BENCH OF MANITOBA

### RE: DISMISSED APPLICATIONS FOR PROTECTION ORDERS

When an Application for a protection order under the *The Domestic Violence and Stalking Act* (DVSA) or *The Child Sexual Exploitation and Human Trafficking Act* (CSEHTA) is made *without notice* before, and is granted by, a Judicial Justice of the Peace of the Provincial Court, a file is opened in the Court of Queen's Bench Registry.

Before February 9, 2016, such Applications automatically generated a file in the Court of Queen's Bench Registry, whether the Application was granted or dismissed.

For Applications predating February 9, 2016, in cases where the application was dismissed, should a party file a subsequent initiating pleading in the Court of Queen's Bench by Petition or Notice of Application, the party initiating the filing shall be deemed the "Petitioner or Applicant" and the adverse party shall be the "Respondent".

For Applications granted and filed with the court on or after February 9, 2016, should a party file a subsequent initiating pleading, Rule 70.10 applies.

#### ISSUED BY:

*Original signed by*

"M. Rivoalen"

The Honourable Madam Justice M. Rivoalen  
Associate Chief Justice (Family Division)  
(Manitoba)

DATE: August 3, 2016