Legal Aid Alberta

Extending an EPO

To extend an EPO past, you have to file an application and affidavit and give the other side notice (serve) of those documents.

The application sets out what you want, with a brief explanation of why you want it. It lets everyone know what the court date will be. (The clerk will fill in the date when you go to file the application.)

The affidavit is the evidence that the court will rely on to make a decision. You have to sign this document under oath. The document needs to explain:

- Why you want to extend the order;
- Any times the Respondent breached the EPO;
- Any changes since the EPO was granted;
- Why you need the EPO to stay in place to be safe;
- Any other information that the court needs to make a decision.

Go to the clerks at the Urgent Matters Wicket in Court of Queen's Bench, Law Courts, Edmonton. You have to file the documents at that desk. Take at least 3 copies of each document and your photo ID The Clerks will give you a court date. This date **MUST** be on or before the expiry date of the EPO.

You then have to serve the Respondent with the application and affidavit.

Then you must file the Affidavit of Service.

Finally, you need to appear in court on the appointed day. You can appear in person, by phone or WebEx. The Clerk can you have the information to connect by phone or WebEx.