# Form 34 [Rule 6.56]

Clerk’s Stamp

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| COURT FILE NUMBER |  |
| COURT | COURT OF KING’S BENCH OF ALBERTA |
| JUDICIAL CENTRE |  |
| APPLICANT(S) |  |
| RESPONDENT(S) |  |
| DOCUMENT | **ORIGINATING APPLICATION FOR INTERPLEADER ORDER** |

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| ADDRESS FOR SERVICE AND  CONTACT INFORMATION OF  PARTY FILING THIS DOCUMENT |  |

**NOTICE TO THE RESPONDENT(S)**

This application affects you. You are a respondent.

You have the right to state your side of this matter before the Court.

To do so, you must be in Court when the application is heard as shown below:

Date

Time

Where

Before Whom

Go to the end of this document to see what else you can do and when you must do it.

**Basis for the application:**

1. The applicant is in possession of the following property in which the applicant claims no interest: [describe property in sufficient detail to identify it].

**Interested parties:**

2. The applicant believes the following parties do or may claim an interest in the property described in paragraph 1 [list parties and briefly describe basis of the adverse claims].

**Remedy sought:**

3. An order permitting the applicant to pay the disputed property into Court (or to deposit the disputed property with [name]) and an order determining, or setting a procedure for determining, the rights of the adverse claimants.

**Affidavit or other evidence to be used in support of this application:**

4.

**Applicable Acts and regulations:**

5.

**[and if made by way of application as opposed to originating application, include the following]**

**How the application is proposed to be heard or considered:**

6.

|  |
| --- |
| **WARNING**  You are named as respondents because you have made or are expected to make an adverse claim in respect of the personal property identified in this [originating] application.  If you do not come to Court either in person or by your lawyer, the Court may make an order declaring you, and all persons claiming under you, to be barred from taking any further interpleading proceedings against the applicant(s) and against all persons claiming under the applicant(s). You will be bound by any order the Court makes, or another order might be given or other proceedings taken which the applicant(s) is/are entitled to make without any further notice to you.  If you want to take part in the application, you or your lawyer must attend in Court on the date and at the time shown at the beginning of this form.  If you intend to give evidence in response to the application, you must reply by filing an affidavit or other evidence with the Court and serving a copy of that affidavit or other evidence on the applicant(s) a reasonable time before the application is to be heard or considered. |