*Form 18B*

# APPENDIX OF FORMS FORM 18B

**AFFIDAVIT OF SERVICE**

*(Court, Court File Number, Style of Proceeding)*

# AFFIDAVIT OF SERVICE (FORM 18B)

I, . . . . . . . . . . . . . . . . (*full name*) . . . . . . . . . . . ., of the . . . . . . . . . . . . . . . of . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

in the Province of New Brunswick, . . . . . . . . . . . . . (*occupation*) . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . , MAKE

OATH AND SAY AS FOLLOWS:

1. On the . . . . . . . . . . . . . . . . . day of . . . . . . . . . . . . . . . . . ., 20. . . . ., I served the defendant (*or as may be*) with

the attached document marked “A” by leaving a copy with the defendant (*or as may be*) at

. . . . . . . . . . . . . . . . . . . . . . . . . . (*address where service was made*) . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

1. I was able to identify the person served by means of the fact that . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

*or, where service was made under Rule 18.02(1)(b) to (o) inclusive:*

I was able to identify the person with whom a copy of the document was left to effect service on the defendant by means of the fact that . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

*or, where service was made under Rule 18.03(6) on an individual by leaving a copy with an adult person:*

1. On the . . . . . . . . . . day of . . . . . . . . . . . . . . . . . . . . . , 20 , I served the defendant (*or as may be*) with

the attached document marked “A” by leaving a copy in a sealed envelope addressed to the defendant (*or as may be*) with

. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . who appeared to be an adult and an occupant of the

dwelling in which the defendant (*or as may be*) resides at. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . (*address*

*where service was made*) . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . ., and by mailing a copy by prepaid mail on

the same (*or* next) day addressed to the defendant (*or as may be*) at the same address.

1. Prior to such service I made an unsuccessful attempt to personally serve the defendant (*or as may be*) at the defendant’s (*or as may be*) place of residence on the. . . . . day of . . . . . . . . . . . . . . . . . . . , 20. . . . . . . . . . . . . .,

(*or where more than one attempt has been made*:) and again on the . . . . . . . . . . . . . . . . day of. . . . . . . . . . . . . . . . ,

20 . . . . . .

*or, where service was made under Rule 18.06 by prepaid mail or prepaid courier upon the party:*

1. On the . . . . . . day of . . . . . . . . . . . . . . . . . , 20. . . . . ., I served the defendant (*or as may be*) with the attached

document marked “A” by sending by prepaid mail (*or* prepaid courier *as may be*) a copy addressed to the defendant (*or as may be*) at . . . . . . . . . . . . . . . . . . . . . . . . . . (*full mailing address*) . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . ,

being the last address for service furnished by the defendant (*or as may be*) (*or, where no such address has been fur- nished*: being the defendant’s (*or as may be*) last known address).

*or, where service was made under Rule 18.05(a) by prepaid mail or prepaid courier upon the solicitor for the party:*

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1. On the . . . . . day of . . . . . . . . . . . . . . . . . . . . . . . ., 20 , I served the defendant (*or as may be*) with the

attached document marked “A” by sending by prepaid mail (*or* prepaid courier *as may be*) a copy addressed to

. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . , the solicitor for the defendant (*or as may be*), at

. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . (*full mailing address*) . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

*or, where service was made under Rules 18.03(3) to (5) by prepaid mail or prepaid courier upon a party:*

1. On the . . . . . . day of . . . . . . . . . . . . . . . . . . . . . . . . , 20. . . . . ., I served the defendant (*or as may be*) with the

attached document marked “A” by sending a copy of the document together with an Acknowledgement of Receipt Card by prepaid mail (*or* prepaid courier *as may be*) addressed to the defendant (*or as may be*) at . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . (*full mailing address*) ,

the defendant’s (*or as may be*) last known address.

1. On the . . . . . . . . day of . . . . . . . . . . . . . . . . ., 20. . . . . . ., the attached Acknowledgement of Receipt Card marked

“B” bearing a signature which appears to be the signature of the defendant (*or as may be*) was returned to and received by me.

*or*

2. On the . . . . . . . . day of . . . . . . . . . . . . . . . . ., 20. . . . . . . ., the attached post office receipt (*or* acknowledgement of

receipt in writing) marked “B” bearing a signature which appears to be the signature (*or* a copy of the signature) of the defendant (*or as may be*) was returned to and received by me.

*or*

2. On the . . . . . . . . day of . . . . . . . . . . . . . . . . ., 20. . . . . . . ., the attached confirmation marked “B” was received by

me from the carrier who delivered the document.

*or, where service was made under Rule 18.03(7) on a corporation:*

1. No office or place of business of the defendant (*or as may be*) is located at any address given in the last statement of the defendant (*or as may be*) delivered to the Service New Brunswick and no office or place of business of the defendant (*or as may be*) can be found in New Brunswick.
2. On the . . . . . . day of. . . . . . . . . . . . . . . . . . . . . . , 20 , I served the defendant (*or as may be*) with the

attached document marked “A” by sending a copy by prepaid mail (*or* prepaid courier *as may be*) to the defendant at

. . . . . . . . . . . . . . . . . . . . . . . . . . . (*full mailing address*) , being the address given

for the defendant on the last statement of the defendant delivered to the Service New Brunswick, and also by sending a copy by prepaid mail (*or* prepaid courier *as may be*) to , who is

shown as an officer of the defendant on the last statement of the defendant delivered to the Service New Brunswick at

. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . (*full mailing address*) , which is the

address given for the defendant (*or as may be*) on such a statement.

*or, where service was made by fax in accordance with Rule 18.07:*

1. On the . . . . . . . . .day of . . . . . . . . . . . ., 20. . . . . ., at (*time*), I served the defendant (*or as may be*) with

the attached document marked “A” by faxing it and the attached cover page marked “B” to (*identify*

*name and fax number of solicitor*), the solicitor for the defendant (*or as may be*), as verified by the attached fax report, marked “C”, generated by the sending machine.

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*or, where service was made by e-mail under Rule 18.07.1:*

* 1. I served the defendant (*or as may be*) with the attached document marked “A” by e-mailing a copy of the document accompanied by a copy of the attached e-mail message marked “B” on the …… day of ……………., 20….., at

………. (*time*), to (*identify name and e-mail address of solicitor*), the solicitor for the defendant

(*or as may be*).

* 1. On the …… day of …………………….., 20….., at (*time*), I received by e-mail an acceptance of service of

the document from ……………. (*name of solicitor*) and the acceptance was dated ……………………, 20……

SWORN, etc.

85-5; 92-3; 99-71; 2006, c.16, s.95, 2010-61; 2012-86

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