

**FORM P37**  
**(Rule 25-12(3))**  
**SUBPOENA**

**General Notes**

The registrar may issue the *Form P37 – Subpoena* sought by the application upon being satisfied that:

- the document in relation to which the *Subpoena* is sought is required for the purpose of any application or other matter under Part 25 of the Probate Rules; and
- the person to whom the *Subpoena* is addressed failed to comply with a request of the applicant to provide the document to the applicant.

**Preparation**

- ❶ List documents from *Form P35 – Requisition for Subpoena*.

**Processing**

Pursuant to Rule 25-12(4), the *Subpoena* must be served personally.

Use *Form 15* (Rule 4-6(1)) – *Affidavit of Personal Service*.

**FORM P37 (RULE 25-12(3))**

No.  
*{Location}* Registry

*In the Supreme Court of British Columbia*

In the Matter of the Estate of  
*{LEGAL NAME OF DECEASED}*, Deceased

**SUBPOENA**

To: *{NAME} {address of person}*

You are ordered to deliver to the probate registry at the courthouse at *{Location}* the following:  
①, within 14 days after service of this subpoena on you.

If any of the specified documents are not in your possession or control, you are, within the same time, to deliver to the above-noted probate registry whichever of the specified documents that are in your possession or control and to file in the above-noted probate registry an affidavit indicating which of the specified documents are not in your possession or control and setting out what knowledge you have respecting those documents.

Date: *{dd/mmm/yyyy}*.

\_\_\_\_\_  
Registrar

**WARNING:** Failure to deliver the specified documents as required by this subpoena can result in your arrest and committal to prison **WITHOUT DELIVERY TO YOU OF ANY FURTHER NOTICE OR DOCUMENT.**