

FILE NO.: SCT-7006-13

DATE: 20141008

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

BETWEEN:)
)
TOOSEY INDIAN BAND)
) Kate Buttery, for the Claimant
)
)
Claimant)
)
- and -)
)
HER MAJESTY THE QUEEN IN RIGHT)
OF CANADA) Ji Won Yang and Sonia Han, for the
As represented by the Minister of Indian) Respondent
Affairs and Northern Development)
)
)
Respondent)
)
)
) **HEARD:** September 8, 2014

ENDORSEMENT

Honourable Harry Slade, Chairperson

A Case Management Conference (CMC) was held by teleconference on September 8, 2014, at 10 A.M., Pacific Time (Vancouver).

[1] The Respondent shall provide the Tribunal with the letter regarding road blockage which shows any previous involvement of Justice Slade with the Toosey Indian Band.

[2] The Parties shall address the various scenarios of bifurcation in their Statement of Issues.

[3] The Respondent shall advise the Claimant and the Tribunal whether injurious affection is an issue. The Respondent shall take up the issue of injurious affection with its client to obtain instructions no later than September 12, 2014. The next CMC shall discuss the timing of the Respondent's ability to advise the Tribunal and the Claimant of its position on injurious affection.

[4] The Respondent shall advise the Claimant and the Tribunal of the status of its request for instructions on the matter of injurious affection on or before December 5, 2014. If the Respondent receives instructions on the matter above prior to December 5, 2014, it shall advise the Tribunal.

[5] The Parties shall exchange and file preliminary Lists of Documents on or before October 8, 2014.

[6] The Claimant shall provide a revised draft Agreed Statement of Facts to the Respondent on or before November 7, 2014.

[7] A Memorandum to Counsel will be issued by Justice Slade regarding the scenarios and how to address bifurcation.

[8] The next CMC shall discuss the Agreed Statement of Facts, Agreed Statement of Issues, retention of experts, and the timing of the hearing of oral history evidence and other *viva voce* testimony.

[9] The next CMC shall be held the week of December 8, 2014 by teleconference. The Parties shall contact the Registry to advise them of their respective availabilities for that week.

HARRY SLADE

Honourable Harry Slade, Chairperson