

FILE NO.: SCT-4001-14
DATE: 20150520

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

BETWEEN:)	
)	
SAGKEENG FIRST NATION)	
)	Ryan Lake and Candice Metallic, for the
)	Claimant
)	
Claimant)	
)	
– and –)	
)	
HER MAJESTY THE QUEEN IN RIGHT)	
OF CANADA)	David Smith and Lauri Miller, for the
As represented by the Minister of Indian)	Respondent
Affairs and Northern Development)	
)	
)	
Respondent)	
)	
)	
)	HEARD: May 14, 2015

ENDORSEMENT

Honourable Johanne Mainville

A Case Management Conference (CMC) was held by teleconference on May 14, 2015, at 1:00 P.M., Eastern Time (Ottawa).

[1] The Respondent shall provide a draft bifurcation order to the Claimant on or before **May 29, 2015**, and the Claimant shall provide its comments in writing to the Respondent on or before **June 5, 2015**. The Parties shall try to reach an agreement on whether or not the Claim should be

bifurcated by the next CMC. If the Parties are not able to agree, the Respondent shall have to file an Application regarding this issue. The Respondent is granted leave to file an Application in this regard.

[2] The Parties shall discuss and report on the status of expert reports by the next CMC.

[3] The Parties shall exchange their Lists of Documents on or before **May 29, 2015**. The Respondent shall identify any documents that may be subject to privilege on or before **May 29, 2015**; however, the Parties do not have to exchange the documents at this stage. The exchange of documents shall be discussed at the next CMC.

[4] The Respondent shall provide to the Claimant its position with respect to Schedules 1 and 2 of the Agreed Statement of Facts on or before **June 8, 2015**.

[5] The Claimant referred to the Endorsement of the first CMC signed by the undersigned and asked the Tribunal to set a period in which the Parties shall have to respond to the questions. The Respondent is opposed on the ground that written testimonies are useless and require a lot of time and expenses. The Tribunal requested more information from the Claimant regarding its objectives with respect to written testimonies. The Claimant stated that until it sees all the documents that will be subject to the Claim, it is premature to determine whether it has specific questions to ask the Respondent. Written interrogatories shall be further discussed at the next or a future CMC once all the documents have been exchanged.

[6] The Claimant filed a Proposed Plan of Proceeding on May 8, 2015. The Claimant would like to tentatively set dates for the hearing of oral testimony and cross-examination at Sagkeeng First Nation, and of the examination and cross-examination of experts. The availability of the Tribunal member who will hear the Claim shall be discussed at the next CMC.

[7] The next CMC will be held by teleconference on **June 18, 2015**, at 1:00 P.M., Eastern Time (Ottawa).

JOHANNE MAINVILLE

Honourable Johanne Mainville