



documents. As a result, the Claimant's researchers had only received some documents on April 10, 2014 and had been advised that further documentation was available for purchase. The researchers have therefore only started to review the documents delivered and are waiting to be informed of the nature and availability of the remaining documents.

[2] For the same reason, the Claimant's researchers have not commenced interviewing the elders that have been identified as likely sources of oral history on the issues in dispute because they wish to complete their review of all of the documents so as to be fully informed before commencing the interview process. Winter conditions have also impeded the researchers' attending at the Claimant's isolated island Reserve to conduct interviews and to search the Claimant's archives for further documentation. The Claimant asked that the CMC be adjourned to permit completion of the document research and interview process.

[3] The Respondent expressed concern at the slow progress of the Claim, which is quite dated and it was anxious that the Claim proceed expeditiously.

[4] I am satisfied that the delay in obtaining documents is bona fide. In the previous CMC I accepted that it was appropriate to search for documents and I am prepared to permit a further reasonable period of time for the Claimant to conduct its research and interviews. However, I understand the Respondent's concern. The Claimant was advised to take all necessary steps to complete the research as soon as possible and to advise the researchers that this must be of high priority. Documents should be obtained, reviewed and produced as quickly as possible and interviews commenced upon receipt of the documents.

[5] The Claimant indicated his readiness to permit the Respondent to review reel to reel tape recordings (of elders) that it did not find revealing or relevant to the issues in this case. Counsel indicated that they could work out the terms and details of an arrangement whereby the Respondent could audit the tapes.

[6] The next CMC will be held by teleconference on Monday, June 23, 2014 at 2:00 P.M., Eastern Time (Ottawa). At that time the Tribunal intends to establish a timetable for the completion of documents, production of elder testimony “Will-Says” and the completion of an Agreed Statement of Facts and a Common Book of Documents.

W.L. WHALEN

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Honourable W.L. Whalen