

FILE NO.: SCT-7004-13
DATE: 20151002

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

BETWEEN:)
)
SKUPPAH INDIAN BAND) Clarine Ostrove and Leah Pence, for the
) Claimant
)
)
Claimant)
)
- and -)
)
HER MAJESTY THE QUEEN IN RIGHT)
OF CANADA)
As represented by the Minister of Indian) Heather Frankson and Mélanie Chartier, for
Affairs and Northern Development) the Respondent
)
)
Respondent)
)
)
- and -)
)
BOOTHROYD, LYTTON AND)
SPUZZUM FIRST NATIONS acting)
collectively through THE) Leah Pence, for the Intervenor
NLAKA’PAMUX NATION TRIBAL)
COUNCIL)
)
)
Intervenor)
)
)
HEARD: September 18, 2015

ENDORSEMENT

Honourable Harry Slade, Chairperson

A Case Management Conference (CMC) was held by teleconference on September 18, 2015, at 1:00 P.M., Eastern Time (Ottawa).

[1] The oral history evidence hearing is postponed due to extraneous circumstances relating to the uncertainty of judicial continuity and the resulting operation of the “he who hears rule.” All Parties did not consent to a video-recording of the oral history evidence, as is their right. The Tribunal is exercising caution where principles of natural justice and procedural fairness arise.

[2] The Parties shall provide the Registry with their availability for dates following November 11, 2015, on or before **October 9, 2015**. These dates shall be set tentatively due to the advanced age of Elder witnesses and in an effort to process the claim in a timely manner. Whether the dates in fact go ahead will depend on the judicial complement at the time in question, which is unknown.

[3] The Claimant may file any further appraisal report on or before **November 9, 2015**. The Respondent may file a responsive report on or before **December 9, 2015**; or 30 days after the filing of the Claimant’s further appraisal report, whichever comes first.

[4] New dates for the filing of written briefs regarding the admissibility of Rod Cook’s report will be revisited at the next CMC.

[5] The Registry will contact the Parties to schedule a CMC for late October 2015.

HARRY SLADE

Harry Slade, Chairperson