

FILE NO.: SCT-1001-12

DATE: 20121211

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

BETWEEN:

MADAWASKA MALISEET FIRST NATION

Claimant

)
)
) J. Richard Hatchette and Patricia Bernard, for
) the Claimant

- and -

HER MAJESTY THE QUEEN IN RIGHT OF
CANADA

As represented by the Minister of Indian Affairs
and Northern Development

Respondent

)
)
) Reinhold Endres and Patricia MacPhee, for the
) Respondent

)
)
)
) **HEARD:** December 4, 2012
)

ENDORSEMENT

SLADE, J.

A Case Management Conference (CMC) was held in Fredericton, NB on December 4, 2012 at 10:00 A.M. AST:

[1] The Respondent shall file its application to remove the Counsel of Record, Ms. Patricia Bernard, no later than January 18, 2013.

- [2] The Parties shall file a memorandum with regard to the application in para. [1] no later than January 18, 2013, which shall include:
- [2.1] filing dates for:
 - a. the Claimant's Response;
 - b. the Respondent's Reply.
 - [2.2] other:
 - c. proposed hearing dates; and,
 - d. a proposed hearing location.
- [3] The issues of validity/liability and compensation shall be bifurcated.
- [4] The Parties shall work towards a preliminary common book of documents and advise the Tribunal of its progress at the next CMC.
- [5] The Parties shall work towards an agreed statement of facts and advise the Tribunal of its progress at the next scheduled CMC.
- [6] The Parties shall be prepared to discuss the issue of expert testimony and reports at the next scheduled CMC.
- [7] The Claimant shall canvass the feasibility of holding a hearing of liability/validity in the Claimant's community.
- [8] The Tribunal will issue a section 22 notice to the Province of New Brunswick.

HARRY SLADE

Justice Harry Slade
Chairperson, Specific Claims Tribunal of
Canada