

FILE NO.: SCT-5003-16
DATE: 20180918

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

BETWEEN:)
)
PASQUA FIRST NATION)
) Sheryl A. Manychief and Ryan M. Lake, for
) the Claimant
Claimant)
)
- and -)
)
HER MAJESTY THE QUEEN IN RIGHT)
OF CANADA)
As represented by the Minister of Indian) Jody Lintott and Mina Iskandar, for the
Affairs and Northern Development) Respondent
)
)
Respondent)
)
)
)
) **HEARD:** September 12, 2018

ENDORSEMENT

Honourable Paul Mayer

A Case Management Conference (CMC) was held by teleconference on September 12, 2018, at 4:30 P.M., Eastern Time (Ottawa).

[1] The Claimant indicated that it reviewed the Respondent's position on the issue of bifurcation as outlined in the Respondent's letter dated August 8, 2018. The Claimant was not ready to decide on the issue of bifurcation. Given this, the Parties are to organize their work and

plan of proceedings based on the hearing going forward in a single phase. Should one of the Parties wish to bifurcate the Claim, the Parties are requested to discuss the issue as soon as possible. Should the Parties be unable to resolve this matter through discussions, the Respondent must file an Application for Bifurcation in order to seek bifurcation.

[2] The Claimant has retained an expert historian. The expert historian report will be completed on or before **December 31, 2018**. The Claimant will provide a copy of its report to the Respondent within 45 days of receipt of the report.

[3] The Respondent has identified and is in the process of contracting an expert historian. The Respondent expects that its expert historian report will be completed by mid-June 2019.

[4] The Claimant has contracted an expert for an appraisal report. The Claimant expects to produce its appraisal report on or before **March 31, 2019**. The Claimant's expert appraisal report will include a section on loss of use. Regardless of the outcome on bifurcation, the Claimant intends to produce an expert appraisal report.

[5] The Respondent is in the process of contracting an expert appraiser who has already been identified and contacted.

[6] The Claimant will report back to the Tribunal within 60 days on which individuals will testify at an oral history evidence hearing.

[7] The oral history evidence hearing will not proceed in October 2018. The Parties will discuss and schedule dates for an oral history evidence hearing in January 2019 and report back to the Tribunal with their selected dates. The Parties will discuss a schedule for an exchange of the Oral History Protocol and Will-Say Statements before the next CMC.

[8] The Common Book of Documents, Agreed Statement of Facts and Agreed Statement of Issues will be finalized upon completion of all expert reports.

[9] The next CMC will be held by teleconference on **December 17, 2018**, at 4:30 P.M., Eastern Time (Ottawa).

PAUL MAYER

Honourable Paul Mayer