

**FILE NO.:** SCT-1001-12  
**DATE:** 20140909

**SPECIFIC CLAIMS TRIBUNAL  
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

**BETWEEN:** )  
)  
MADAWASKA MALISEET FIRST )  
NATION ) Patricia Bernard and Paul Williams, for the  
) Claimant  
)  
Claimant )  
)  
- and - )  
)  
HER MAJESTY THE QUEEN IN RIGHT )  
OF CANADA ) Patricia MacPhee and Jill Chisholm, for the  
As represented by the Minister of Indian ) Respondent  
Affairs and Northern Development )  
)  
Respondent )  
)  
)  
) **HEARD:** September 2, 2014

**ENDORSEMENT**

**Honourable W.L. Whalen**

A Case Management Conference (CMC) was held by teleconference on September 2, 2014, at 11:00 A.M., Eastern Time (Ottawa).

[1] The Claimant reported that its expert has been delayed in submitting his report. The expert had been anticipated to report by mid-August 2104 but will not do so now until some time next week. As a result, the Parties have not been able to arrange a date for the exchange of

reports. Nor have they been able to progress further on the preparation of an Agreed Statement of Facts or Common Book of Documents.

[2] The Parties reported that the hearing of the Application to Amend the Declaration of Claim would not be impaired by the delay in exchange of expert reports.

[3] Accordingly, the Application to Amend the Declaration of Claim will be heard on November 13, 2014, at 10 A.M., Atlantic Time at the Federal Court House in Fredericton, New Brunswick. The Claimant will file and serve its Written Submissions in respect of the Application on or before October 10, 2014, and the Respondent will file and serve its Written Submissions in Response on or before October 24, 2014 with any Reply to be filed and served on or before October 31, 2014. Supporting case law will be filed on or before October 31, 2014 pursuant to Practice Direction Number 8.

[4] The Tribunal will make arrangements for accommodation of the November 13, 2014, hearing and will deliver Notices of Hearing to the Parties.

[5] The next CMC will take place at the beginning of the hearing of the Application on November 13, 2014, to review progress in respect of the exchange of expert reports, the preparation of an Agreed Statement of Facts and Common Book of Documents and any other matters that may be timely.

W.L. WHALEN

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Honourable W.L. Whalen