

**FILE NO.:** SCT-3001-16

**DATE:** 20180703

**SPECIFIC CLAIMS TRIBUNAL  
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

<b>BETWEEN:</b>	)	
	)	
BIG GRASSY	)	
(MISHKOSIIMIINIIZIIBING) FIRST	)	
NATION (INDIAN BAND) AND	)	Donald R. Colborne, for the Claimants
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NATION (INDIAN BAND)	)	
	)	
	)	
	)	
Claimants	)	
	)	
<b>- and -</b>	)	
	)	
HER MAJESTY THE QUEEN IN RIGHT	)	
OF CANADA	)	Lisa Cholosky, for the Respondent
As represented by the Minister of Indian	)	
Affairs and Northern Development	)	
	)	
	)	
	)	
Respondent	)	
	)	
	)	
	)	<b>HEARD:</b> June 21, 2018

**ENDORSEMENT**

**Honourable Paul Mayer**

A Case Management Conference (CMC) was held by teleconference on June 21, 2018, at 4:30 P.M., Eastern Time (Ottawa).

[1] The Parties reported that they are currently negotiating over compensation on this matter. The Respondent has made an offer and the Claimants have responded requesting clarification on some factual and legal issues.

[2] The Parties advised that if they are unable to reach a resolution through negotiation, they may require the Tribunal's assistance to mediate, likely with respect to the following two matters:

- a. application of flooding compensation approach to the Windy Point claim; and,
- b. how the compensation received by the First Nations from the Province of Ontario may overlap with the compensation Canada would provide.

[3] The Tribunal encouraged the Parties to promptly contact the Registry should they wish to engage in Tribunal-assisted mediation in the event that they reach an impasse on either or both issues.

[4] A discussion is to follow next; although the Claimants believe that an in-person meeting would be a better option, they indicated during the CMC that they are willing to try the monthly teleconference option proposed by the Respondent. Dates for the first call are currently being scheduled for the first week of July 2018.

[5] The Claimants reported that they have sought consent from the Province of Ontario to share information concerning the Ontario settlement agreement, but have not yet received a response. The Claimants undertake to continue to work at obtaining a release and to sharing the information promptly once able.

[6] The next CMC will be held simultaneously with the next CMC in file SCT-3002-11, which is scheduled to be held by teleconference on **September 11, 2018**, at 4:30 P.M., Eastern Time (Ottawa).

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Honourable Paul Mayer