

FILE NO.: SCT-4002-12
DATE: 20150511

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

BETWEEN:)	
)	
BROKENHEAD OJIBWAY FIRST)	
NATION)	Michael J. Bailey and Sheryl A. Manychief,
)	for the Claimant
)	
Claimant)	
)	
– and –)	
)	
HER MAJESTY THE QUEEN IN RIGHT)	
OF CANADA)	Kristine Whittaker, for the Respondent
As represented by the Minister of Indian)	
Affairs and Northern Development)	
)	
)	
Respondent)	
)	
)	
)	HEARD: April 22, 2015

ENDORSEMENT

Honourable W.L. Whalen

A Case Management Conference (CMC) was held by teleconference on April 22, 2015, at 2:00 P.M. Eastern Time (Ottawa).

[1] The Respondent reported that it is now in possession of documents resulting from its research and is putting them together for delivery to the Claimant on or before April 30, 2015. The Claimant indicated that it would require time to review the documents, including with its

expert. The Claimant stated that its document production was complete unless more documents were found by its expert as a result of the Respondent's documents produced.

[2] The Claimant indicated that it had engaged Mr. Stan Lore, an expert in agricultural land and related matters. He is expected to provide historical and carry forward values. He cannot complete his report until he has had the opportunity to review the documents produced by the Respondent. The Respondent may engage a responding expert. The question of expert reports including time lines will be considered at the next CMC.

[3] The Parties reported that they had agreed to an oral history protocol. They agreed to file a copy with the Tribunal. The Claimant is still identifying potential oral history witnesses. The status of oral history evidence, including identification of witnesses, the production of Will-Say statements and whether there should be an advance hearing to receive oral history evidence will be considered at the next CMC. The Parties were encouraged to file copies of oral history Will-Say statements to the Tribunal on the understanding that the Party is not required to canvass all matters recorded in the Will-Say statements.

[4] The Claimant does not think that bifurcation of the Claim is appropriate in this matter. The Respondent will confirm its position at the next CMC.

[5] The next CMC will be held by teleconference on **September 4, 2015**, at 12:00 P.M., Eastern Time (Ottawa).

W.L. WHALEN

Honourable W.L. Whalen