

FILE NO.: SCT-6004-12

DATE: 20170718

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

BETWEEN:

BLOOD BAND, ALSO KNOWN AS
KAINAIWA OR KAINAI FIRST
NATION, THE BLOOD TRIBE OR THE
BLOOD INDIAN BAND
As represented by the Chief and
Councillors of the Blood Band

Claimant

Joanne F. Crook, for the Claimant

– and –

HER MAJESTY THE QUEEN IN RIGHT
OF CANADA
As represented by the Minister of Indian
Affairs and Northern Development

Respondent

Lisa D. Cholosky, for the Respondent

HEARD: July 4, 2017

ENDORSEMENT

Honourable W.L. Whalen

A Case Management Conference (CMC) was held by teleconference on July 4, 2017, at 2:00 P.M., Eastern Time (Ottawa).

[1] The Respondent reported that it has now delivered the bulk of available documents. Document research continues and is expected to be completed by the end of July 2017. As many

of these documents were requested by the Claimant, the Claimant is now reviewing the documents to assess completeness or indicate gaps, which the Respondent's continued research may fill. Progress will be reviewed at the next CMC.

[2] The Claimant expects to formalize the retainer of an expert in the near future and will then disclose the expert's identity and scope of research. The Claimant cannot indicate how long it will take the expert to complete his/her report, but hopes it will be by the end of this year or very early next year. The Respondent's expert, Dr. Clint Evans, cannot commence preparing his report until he has received and reviewed the Claimant's expert report.

[3] The Respondent reported that it was in the process of drafting an Agreed Statement of Issues based on discussions it had with the Claimant. Progress will be reviewed at the next CMC.

[4] The Respondent is in the process of refining a draft Agreed Statement of Facts on the basis of earlier exchanges between the Parties. The Respondent pointed out that this is a large undertaking given the size of the documentary record. Although the Agreed Statement of Facts cannot be completed until expert reports have been exchanged, the Respondent expects to provide the Claimant with the refined draft underway before the expert reports are completed. Progress will be reviewed at the next CMC.

[5] The Claimant indicated that it did not anticipate calling oral evidence, although it may request to do so after the expert reports have been exchanged. If oral history evidence is necessary, it may only involve one or two witnesses. This question will be considered at the next CMC.

[6] The next CMC will be held by teleconference on **September 27, 2017**, at 2:00 P.M., Eastern Time (Ottawa).

W.L. WHALEN

Honourable W.L. Whalen