

**FILE NO.:** SCT-7007-13

**DATE:** 20160601

**SPECIFIC CLAIMS TRIBUNAL  
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

**BETWEEN:**

ST. MARY'S INDIAN BAND

Claimant

– and –

HER MAJESTY THE QUEEN IN RIGHT  
OF CANADA

As represented by the Minister of Indian  
Affairs and Northern Development

Respondent

)  
)  
) Rhaea Bailey and Mary Mollineaux, for the  
) Claimant  
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)  
) Whitney Watson and Richelle Rae, for the  
) Respondent  
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) **HEARD:** May 4, 2016

**ENDORSEMENT**

**Honourable Harry Slade, Chairperson**

A Case Management Conference (CMC) was held by teleconference on May 4, 2016, at 2:00 P.M., Eastern Time (Ottawa).

**Continuation of Phase 1:**

[1] An oral history evidence hearing will take place in Cranbrook, British Columbia, potentially at the St. Eugene Golf Resort and Casino, beginning on September 13, 2016, for the duration of 3 days, to complete Phase 1: the Lay Witness Testimony.

[2] Ms. Birdstone will be recalled by the Claimant to testify during the September 13, 2016 oral history evidence hearing. At which time, Counsel for the Claimant may adduce further oral history evidence from Ms. Birdstone. Further, the Respondent can cross-examine Ms. Birdstone with respect to the two transcripts of concern to the Respondent and with respect to any new evidence adduced from her during the September 13, 2016 hearing.

[3] The admissibility of Ms. Birdstone's evidence as either the holder of oral history or as an expert will be determined following her testimony and following arguments from the Parties.

**Production of Expert Reports:**

[4] At the next CMC, the Respondent shall advise with respect to their intention to file an expert report, and, if so, the anticipated date of delivery. The Claimant shall be prepared to discuss whether or not it will file a responsive or reply expert report and will inform the Tribunal with respect to the expected timing for the production and filing of that report, if applicable.

[5] The next CMC will be held by teleconference on July 5, 2016, at 1:00 P.M., Eastern Time (Ottawa).

HARRY SLADE

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Honourable Harry Slade, Chairperson