

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

**DATE:** 20190117

**SPECIFIC CLAIMS TRIBUNAL  
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

<b>BETWEEN:</b>	)	
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	)	Kirk Gehl and Caroline Roberts, for the
	)	Claimant
Claimant	)	
	)	
<b>– and –</b>	)	
	)	
HER MAJESTY THE QUEEN IN RIGHT	)	
OF CANADA	)	
As represented by the Minister of Indian	)	James M. Mackenzie and Whitney Watson,
Affairs and Northern Development	)	for the Respondent
	)	
	)	
Respondent	)	
	)	
	)	
	)	<b>HEARD:</b> December 11, 2018

**ENDORSEMENT AND ORDER**

**Honourable Harry Slade, Chairperson**

**WHEREAS** at the Case Management Conference held on December 11, 2018, at 2:00 P.M., Eastern Time (Ottawa), the Parties requested a stay of proceedings in order to negotiate a settlement on compensation for this Claim;

**AND WHEREAS** the Parties' briefs filed with the Tribunal on December 4, 2018, contain information regarding a number of expert reports that have already been exchanged by the Parties;

**THE TRIBUNAL ORDERS THAT:**

[1] A stay of proceedings is granted until May 15, 2019; and,

[2] If the Parties have not entered into an agreement in principle setting out the terms of settlement on or before **March 15, 2019**, and seek an extension of the stay of proceedings, the Parties shall file, by joint brief or separate briefs, an update with the Tribunal with respect to the progress of negotiations to include the following information:

- a. A copy of the written agreement to enter into negotiations;
- b. Whether without prejudice settlement offers have been made and responded to, with dates;
- c. Whether the Parties have agreed upon the basis for compensation;
- d. Whether additional expert reports, separate or joint, have been commissioned or obtained since the filing of the Parties' briefs on December 4, 2018, including a description of subject matter and dates; and whether any such additional reports have been prepared in a format suitable for the Tribunal in the event that negotiations are unsuccessful;
- e. Whether there are any areas of disagreement on which the Parties would be open to mediation by the Tribunal;
- f. A list of any remaining contentious issues; and,
- g. A summary of the measures presently planned to advance the negotiation during the period for which the proposed stay remains in effect, including the schedule of meeting dates and agreed dates, if any, for presentation of offers and counter-offers.

HARRY SLADE

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Honourable Harry Slade, Chairperson