

FILE NO.: SCT-5001-11
DATE: 20130627

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

BETWEEN:)	
)	
BEARDY’S AND OKEMASIS BAND)	Steve Carey, for the Claimant
#96 AND #97)	
)	
Claimant)	
)	
– and –)	
)	
HER MAJESTY THE QUEEN IN RIGHT)	Lauri Miller and David Smith, for the
OF CANADA)	Respondent
As represented by the Minister of Indian)	
Affairs and Northern Development)	
)	
Respondent)	
)	
– and –)	
)	
PREMIÈRE NATION DES)	
ATTIKAMEKW D’OPITCIWAN)	Paul Dionne, for the Intervener
)	
Intervener)	
)	
)	HEARD: June 25, 2013

ENDORSEMENT

Honourable Harry Slade

A Case Management Conference (CMC) was held by teleconference on June 25, 2013 at 3:14 P.M., Eastern Time (Ottawa).

[1] The Parties will canvass dates between mid October and November, 2013, for a five day hearing at or near Saskatoon, in consultation with the registry.

[2] Mr. Carey shall provide a copy of the Metcs Report to the Registry.

[3] The Claimant's reply to the Crown's memorandum in support of its application to exclude the Metcs report shall be filed on or before July 5, 2013.

[4] The Parties shall advise the Registry on or before August 1, 2013 whether they will speak to the Metcs report application. If the Parties wish to speak to the matter, the application will be held in the second week of August by teleconference or video conference.

[5] The Intervener will receive notice of the next CMC from the Registry and will have liberty to appear.

[6] The Parties will serve their Memoranda of Fact and Law on the intervener.

[7] If the date for filling of the Intervener's material falls at least five business days before the start of the hearing, the Crown and Claimant will have leave to file replies to the Intervener's submissions.

[8] The Intervener may file responsive argument on the jurisdiction issue after the Memoranda of Fact and Law of the Parties are filed.

[9] A CMC will be convened on September 4, 2013. Counsel will be prepared to report on:

- a) Whether *viva voce* evidence will be introduced;
- b) The status and date for completion of the Common Book of Documents;
- c) The status and date for completion of the Agreed Statement of Facts;
- d) Introduction of expert evidence, and attendance of expert(s) for examination; and

- e) Timing and order in which filing of Memoranda of Fact and Law, responses and replies (including intervener), will take place for:
 - (i) The Crown challenge to the jurisdiction of the Tribunal;
 - (ii) The determination of the validity of the claim.

- f) Counsel for the Respondent will advise whether an application will be made with respect to the pleadings in paragraph four of the Amended Response.

HARRY SLADE

Honourable Harry Slade
Specific Claims Tribunal Canada