

SPECIFIC CLAIMS TRIBUNAL

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| F I L E D | SPECIFIC CLAIMS TRIBUNAL TRIBUNAL DES REVENDICATIONS PARTICULIÈRES | D E P O S É |
| | October 10, 2013 Amy Clark | |
| | Ottawa, ON | |

BETWEEN:

BEARDY'S & OKEMASIS BAND #96 AND #97

Claimant

- and -

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

Respondent

- and -

PREMIÈRE NATION DES ATIKAMEKW D'OPITCIWAN

Intervenor

**Application Regarding the
Admissibility of the Metcs Report**

Pursuant to Rule 29 of the *Specific Claims Rules of Practice and Procedure*, this is an application by the Respondent for an Order that the Research Report: The Origin, Use, and Purpose of Treaty Annuities by Robert Metcs of Havlick Metcs Limited (the "Metcs Report") is not admissible as expert evidence in the within matter.

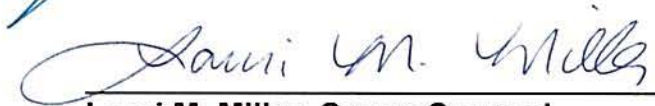
This application is made on the following grounds:

1. Robert Metcs does not possess the necessary qualifications to provide expert testimony regarding the issues before the Tribunal;
2. Robert Metcs' proposed evidence is not necessary in assisting the Tribunal in drawing its conclusions;
3. Robert Metcs' proposed report is not relevant to the issues to be determined by the Tribunal.

Dated this 9th day of October, 2013.



David J. Smith, Crown Counsel



Lauri M. Miller, Crown Counsel

William F. Pentney

Deputy Attorney General of Canada

Per: David J. Smith and Lauri M. Miller

Department of Justice Canada

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