

**FILE NO.:** SCT-5001-13

**DATE:** 20161013

**SPECIFIC CLAIMS TRIBUNAL  
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

**BETWEEN:** )  
)  
KAWACATOOSE FIRST NATION, )  
PASQUA FIRST NATION, PIAPOT ) David Knoll, for the Claimants  
FIRST NATION, MUSCOWPETUNG )  
FIRST NATION, GEORGE GORDON )  
FIRST NATION, MUSKOWEKWAN )  
FIRST NATION AND DAY STAR FIRST )  
NATION )  
Claimants )  
)  
– and – )  
)  
STAR BLANKET FIRST NATION ) Aaron B. Starr and Galen Richardson, for the  
Claimant ) Claimant  
)  
– and – )  
)  
LITTLE BLACK BEAR FIRST NATION )  
Claimant ) Aaron Christoff and Ryan Lake, for the  
Claimant )  
)  
– and – )  
)  
STANDING BUFFALO DAKOTA FIRST )  
NATION )  
Claimant ) Mervin C. Phillips and Leane Phillips, for  
the Claimant )  
)  
– and – )  
)  
PEEPEEKISIS FIRST NATION )  
Claimant )  
)  
T.J. Waller, Q.C., for the Claimant )  
)  
– and – )  
)  
)

HER MAJESTY THE QUEEN IN RIGHT )  
 OF CANADA )  
 As represented by the Minister of Indian )  
 Affairs and Northern Development )  
 Respondent ) Lauri M. Miller and Donna Harris, for the  
 Respondent )  
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 )  
 ) **HEARD:** October 6, 2016

**ENDORSEMENT**

**Honourable W.L. Whalen**

A Case Management Conference (CMC) was held by teleconference on October 6, 2016, at 2:00 P.M., Eastern Time (Ottawa).

[1] An Agreed Statement of Issues has been filed in respect of the standing sub-phase of the proceeding.

[2] A draft Agreed Statement of Facts has been circulated amongst the Claimants and they reported that they are working collaboratively on the completion of a consensus draft. The Claimants are directed to deliver a draft Claimants’ Agreed Statement of Facts to the Respondent on or before **November 30, 2016** and the Respondent is to deliver its response to the Claimants by **January 27, 2017**.

[3] The oral history transcript has been filed. Concern was expressed about the reading of Elder Vincent Ryder’s Will-Say statement into the record at the oral history hearing. The Claimant Kawacatoose First Nation is to identify to the other Parties the portions of the transcript it objects to and the question will be considered at the next CMC if the Parties have not resolved it themselves.

[4] The Star Blanket First Nation proposes to call Elder Noel Starblanket and the Kawacatoose First Nation proposes to call Elder Irvin Buffalo to provide oral history testimony

at the time of a proposed hearing to receive expert testimony. It is premature to set a hearing date.

[5] The Respondent has circulated a proposed Common Book of Documents. The Claimants reported that they are close to being able to respond, subject to the possible addition of several documents they are waiting to receive. The Claimants are directed to provide their responses to the Respondent by **November 30, 2016** as to the acceptability or proposed changes to the draft Common Book of Documents. Progress will be considered at the next CMC.

[6] As a result of its review of the oral history transcript, the Claimant Little Black Bear First Nation proposes to engage an expert to prepare a report. It is in the process of engaging that expert now. Progress will be reviewed at the next CMC. The Respondent cannot determine whether it will require a responding expert until it has received this report and had the opportunity to review it. None of the other Parties intend to engage an expert, except the Claimant Standing Buffalo Dakota First Nation, which has produced its report. Progress will be reviewed at the next CMC.

[7] The next CMC will be held by teleconference on **February 3, 2017**, at 2:00 P.M., Eastern Time (Ottawa).

W.L. WHALEN

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Honourable W.L. Whalen