

FILE NO.: SCT-7002-13

DATE: 20171102

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

BETWEEN:

METLAKATLA INDIAN BAND

Claimant

)
)
)
) Michael Bissonnette and Brenda Gaertner,
) for the Claimant

– and –

HER MAJESTY THE QUEEN IN RIGHT
OF CANADA

As represented by the Minister of Indian
Affairs and Northern Development

Respondent

)
)
) John Russell and Michael Mladen, for the
) Respondent

– and –

KITSUMKALUM INDIAN BAND

Applicant

)
)
) Graham Kosakoski, for the Applicant

)
)
) **HEARD:** October 19, 2017

ORDER

Honourable William Grist

WHEREAS the hearing on the Application to Intervene in this Claim brought by the Kitsumkalum Indian Band (“Applicant”) was held by teleconference on October 19, 2017, at 1:00 P.M., Eastern Time (Ottawa);

AND WHEREAS the Parties and the Applicant were directed at the hearing to provide further written submissions on the question of interpleader jurisdiction of the Federal Court under subsection 17(4) of the *Federal Courts Act*, RSC 1985, c F-7, and how it may or may not apply to the Tribunal and this Application;

THE TRIBUNAL ORDERS THAT:

[1] The Parties shall file their further written submissions with the Tribunal on the aforementioned question as follows:

- a. The Respondent shall file and serve its written submissions on or before **November 15, 2017;**
- b. The Claimant shall file and serve its reply written submissions on or before **November 30, 2017;** and
- c. The Applicant shall file and serve its reply written submissions on or before **November 30, 2017.**

WILLIAM GRIST

Honourable William Grist