

FILE NO.: SCT-5002-16
DATE: 20190411

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

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| BETWEEN: |) | |
| |) | |
| KAHKEWISTAHAW FIRST NATION |) | |
| |) | Stephen M. Phillipow and Adam Touet, for |
| |) | the Claimant |
| Claimant |) | |
| |) | |
| – and – |) | |
| |) | |
| HER MAJESTY THE QUEEN IN RIGHT |) | |
| OF CANADA |) | |
| As represented by the Minister of Indian |) | Scott T. Bell, for the Respondent |
| Affairs and Northern Development |) | |
| |) | |
| |) | |
| Respondent |) | |
| |) | |
| |) | |
| |) | HEARD: April 2, 2019 |

ENDORSEMENT

Honourable Paul Mayer

A Pre-Hearing Conference was held by teleconference on April 2, 2019, at 4:30 P.M., Eastern Time (Ottawa).

[1] The Parties undertook to file their expert reports with the Tribunal and have done so. These expert reports include an Amended DEMA Land Services Report and a Joan Holmes Report for the Claimant, an Amended Report by Hal Love for the Respondent, and a reply report also prepared by DEMA Land Services for the Claimant.

[2] The Parties undertook to make best efforts to convene a discussion between their experts to identify areas of agreement and distill areas of agreement and dispute prior to the oral history and expert evidence hearing.

[3] The Parties agreed that Alana Kelbert and Dallas Maynard, authors of the Amended DEMA Land Services Report, shall testify as a panel at the oral history and expert evidence and hearing.

[4] The Claimant confirmed that Urban Louison shall be the only oral history witness, undertook to file his Will-Say Statement with the Tribunal before the hearing and has done so.

[5] The Parties agreed on the order of witnesses at the oral history and expert evidence hearing as proposed by the Claimant, as follows:

- a. Urban Louison
- b. Joan Holmes
- c. Alana Kelbert and Dallas Maynard
- d. Hal Love

[6] The Parties undertook to finalize an Agreed Statement of Facts and an Agreed Statement of Issues on or before **May 2, 2019**, and to file them with the Tribunal. The Parties indicated that they are working on a Common Book of Documents and shall bring copies with them to the hearing for Tribunal reference in accordance with Practice Direction #8.

[7] The Claimant shall confirm and advise the Registry whether the oral history and expert evidence hearing shall commence with a ceremony or a prayer by a member of the Claimant's community.

[8] The Parties and the Tribunal agreed to extend the oral history and expert evidence hearing by one day by starting on May 6, 2019 rather than May 7, 2019. The hearing shall commence at 11:00 A.M. on Monday, May 6, 2019, and is scheduled to conclude on Friday, May 10, 2019. An Amended Notice of Hearing has been issued by the Registry.

PAUL MAYER

Honourable Paul Mayer