

FILE NO.: SCT-7001-17
DATE: 20180524

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

BETWEEN:)	
)	
KWAKIUTL)	
)	Christopher Devlin and Tanner Doerges, for
)	the Claimant
Claimant)	
)	
– and –)	
)	
HER MAJESTY THE QUEEN IN RIGHT)	
OF CANADA)	
As represented by the Minister of Indian)	James M. Mackenzie, Deborah McIntosh
Affairs and Northern Development)	and Michael Mladen, for the Respondent
)	
)	
Respondent)	
)	
)	
)	
)	HEARD: May 9, 2018

ENDORSEMENT

Honourable William Grist

A Case Management Conference (CMC) was held by teleconference on May 9, 2018, at 3:00 P.M., Eastern Time (Ottawa).

[1] The Parties agreed that bifurcation is appropriate for this Claim. The Parties will provide a consent bifurcation order to the Tribunal.

[2] The Tribunal will hold a lay witness hearing, and, if necessary, a site visit in Fort Rupert on October 23-25, 2018.

[3] The Parties are to discuss and provide to the Tribunal joint protocols for the lay witness hearing and, if necessary, a site visit.

[4] The Tribunal grants leave to the Claimant to provide, by way of a further response to the Respondent's request for particulars, a map more illustrative of the original village site, and the extent of the reserve site in respect of which the Claimant bases its Claim, including the extent of any subsurface claim.

[5] On or before **August 17, 2018**, the Claimant shall inform the Respondent and the Tribunal whether it intends to rely on the report of John Dewhirst, ethno-historian. If it intends to rely on the report, it will file it with the Tribunal on or before that date.

[6] On or before **August 17, 2018**, the Claimant shall make best efforts to either provide the report of its legal historian, Neil Vallance, to the Respondent and the Tribunal, or to indicate to the Respondent and the Tribunal that it does not intend to rely on this report. If the Claimant anticipates any problems with this deadline, it shall inform the Tribunal at the next CMC.

[7] The Parties will continue to work towards the production of documents relevant to the Claim.

[8] The Parties anticipated that the Claim would be ready for a hearing at the end of 2018 or early 2019.

[9] A timetable for the production of the following documents will be discussed further at the next CMC:

- Agreed Statement of Facts;
- Agreed Statement of Issues; and,
- Common Book of Documents.

[10] The next CMC will be held by teleconference on **August 23, 2018**, at 2:00 P.M., Eastern Time (Ottawa).

WILLIAM GRIST

Honourable William Grist