

**FILE NO.:** SCT-7001-17

**DATE:** 20180905

**SPECIFIC CLAIMS TRIBUNAL  
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

<b>BETWEEN:</b>	)	
	)	
KWAKIUTL	)	
	)	Christopher Devlin and Tanner Doerges, for
	)	the Claimant
	)	
Claimant	)	
	)	
<b>– and –</b>	)	
	)	
HER MAJESTY THE QUEEN IN RIGHT	)	
OF CANADA	)	
As represented by the Minister of Indian	)	James M. Mackenzie and Deborah
Affairs and Northern Development	)	McIntosh, for the Respondent
	)	
	)	
Respondent	)	
	)	
	)	
	)	
	)	<b>HEARD:</b> August 23, 2018

**ENDORSEMENT**

**Honourable William Grist**

A Case Management Conference (CMC) was held by teleconference on August 23, 2018, at 2:00 P.M., Eastern Time (Ottawa).

[1] The following deadlines, as set out in the Parties' CMC Briefs, are endorsed by the Tribunal:

- a. The Claimant shall advise the Tribunal and the Respondent as to whether it intends to rely on the supplemental report from ethno-historian John Dewhirst on or before **October 1, 2018**;
- b. The Claimant shall advise the Tribunal and the Respondent as to whether it intends to rely on an expert report by historical geographer Dr. Robert Galois on or before **October 31, 2018**;
- c. The Respondent shall provide its expert report, if any, to the Claimant on or before **April 15, 2019**; and,
- d. The Claimant shall provide its reply, if any, to the Respondent's expert report on or before **June 14, 2019**.

[2] Prior to the next CMC, the Parties are to exchange and settle if possible the draft Agreed Statement of Facts, Agreed Statement of Issues and Common Book of Documents. The Parties shall be at liberty to add to these draft documents should further items be required after receipt of the Respondent's expert report.

[3] The Parties shall file with the Tribunal the Agreed Statement of Facts and Agreed Statement of Issues on or before **July 2, 2019**.

[4] The Parties shall file with the Tribunal the Common Book of Documents on or before **July 30, 2019**.

[5] The oral history evidence hearing and site visit scheduled for October 23-25, 2018 are vacated at the Claimant's request, with the Respondent's agreement. Either or both Parties will be at liberty to apply to schedule an oral history evidence hearing or site visit.

[6] The Claimant shall attempt to secure and provide any existing aerial photographs or topographical maps that may assist in understanding the site of the Claim.

[7] A hearing is to be scheduled in Port Hardy for two weeks in August 2019, commencing on a Tuesday, to include expert evidence and oral submissions. After the expert evidence portion of the hearing, the Parties shall have a day to prepare oral submissions, and they will then present

oral submissions. The Parties are to discuss together and propose to the Registry dates for the hearing.

[8] The Tribunal shall provide a revised draft Bifurcation Order to the Parties. The Parties shall indicate to the Tribunal in writing if the revised draft order is acceptable or if they have any concerns.

[9] The Parties are to contact the Registry to schedule a CMC in November 2018 at a date convenient to them and to the Tribunal.

WILLIAM GRIST

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Honourable William Grist