

FILE NO.: SCT-6001-19
DATE: 20210108

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

BETWEEN:)	
)	
ENOCH CREE NATION #440)	
)	Steven Carey, Melanie Webber and Neil
)	Reddekopp, for the Claimant
Claimant)	
)	
– and –)	
)	
HER MAJESTY THE QUEEN IN RIGHT)	
OF CANADA)	
As represented by the Minister of Crown-)	Tanya Knobloch, for the Respondent
Indigenous Relations)	
)	
)	
Respondent)	
)	
)	HEARD: January 5, 2021
)	

ENDORSEMENT

Honourable Victoria Chiappetta, Chairperson

A Case Management Conference (CMC) was held by teleconference on January 5, 2021, at 10:20 A.M., Eastern Time (Ottawa).

[1] To alleviate the concerns expressed by the Claimant in its letter to the Tribunal dated December 17, 2020, the Tribunal clarified that the purpose of the requirements for document sharing related to the ministerial stage in Practice Direction # 12 is to streamline document sharing from the very onset of the claim, and to create a common pool of documents. Claims before the

Specific Claims Tribunal are indeed considered trials *de novo* and are not akin to an appeal of Canada's internal decision to reject this Claim.

[2] The Parties informed the Tribunal that preliminary issues regarding privileged documents, bifurcation, and jurisdiction have been resolved. The Respondent has decided not to proceed with its argument of settlement privilege over the claim rejection letter and has produced the historical documents that were contained in the reports exchanged during the Specific Claims Branch process. The Claimant confirmed its concerns have been addressed. The Respondent has also decided not to proceed with an application on bifurcation, as well as not to proceed with an application on jurisdiction.

[3] The Parties have agreed to finalize the Common Book of Documents by the end of April 2021, and then to work on an Agreed Statement of Facts and Agreed Statement of Issues.

[4] The Parties agreed to discuss the selection of experts and a potential list of common questions for the experts. The Parties indicated potential disagreements on the legal basis of the Claim and compensation but agreed to keeping the lines of communication open.

[5] The next CMC will be held by teleconference on **April 27, 2021**, at 12:30 P.M., Eastern Time (Ottawa).

VICTORIA CHIAPPETTA

Honourable Victoria Chiappetta, Chairperson