

**FILE NO.:** SCT-5001-14  
**DATE:** 20170202

**SPECIFIC CLAIMS TRIBUNAL  
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

<b>BETWEEN:</b>	)	
	)	
MOSQUITO GRIZZLY BEAR'S HEAD	)	
LEAN MAN FIRST NATION	)	Aaron Christoff, for the Claimant
	)	
	)	
Claimant	)	
	)	
<b>- and -</b>	)	
	)	
HER MAJESTY THE QUEEN IN RIGHT	)	
OF CANADA	)	Lauri Miller and David Smith, for the
As represented by the Minister of Indian	)	Respondent
Affairs and Northern Development	)	
	)	
	)	
Respondent	)	
	)	
	)	
	)	<b>HEARD:</b> January 19, 2017

**ENDORSEMENT**

**Honourable Harry Slade, Chairperson**

A Case Management Conference (CMC) was held by teleconference on January 19, 2017, at 4:00 P.M., Eastern Time (Ottawa).

[1] The Claimant filed the expert report of Dr. Peggy Martin-McGuire on May 8, 2015. The Respondent anticipates filing the responding expert report of Dr. Derek Whitehouse-Strong by the end of March 2017.

[2] The Claimant anticipates filing the historical market appraisal and land sales expert report of Mr. Norris Wilson by the end of March 2017. The Respondent has retained Mr. Hal Love to respond and anticipates that his work will commence sometime after the expert report of Mr. Wilson is received.

[3] The Parties reported that progress has been made on an Agreed Statement of Facts and a Common Book of Documents, both of which would be finalized once the Parties' expert reports were completed. The Parties shall also identify reliance documents for the validity hearing in a separate document index/collection, including those relied on in the Parties' respective Memoranda of Fact and Law.

[4] The Tribunal expressed grave concern over the lack of progress on the Claim to date since its filing in 2014, and the slow pace of the completion of expert reports in particular. Going forward, the Parties shall make best efforts to expedite the filing of remaining expert reports as promptly as possible and shall aim to bring this Claim to a validity hearing within this calendar year, possibly in September of 2017.

[5] Prior to the next CMC, the Parties shall prepare a Joint Plan of Proceeding for the Tribunal's consideration. This would include the serving and filing dates of remaining expert reports, responding expert reports, and any supplementary expert reports, if necessary, and the filing and serving of the Memoranda of Fact and Law. Supplementary expert reports, if necessary, should not take longer than a month to prepare. The Parties shall also propose dates for the hearing(s), depending on whether or not expert testimony and closing submissions will occur in a single hearing. If the Parties decide that a separate hearing for expert evidence is necessary, this hearing should occur as soon as possible after expert reports have been served (in compliance with the Tribunal's Rules governing expert reports). If the Parties decide that a single hearing will suffice, this hearing may occur 60 days after all expert reports have been served and filed.

[6] Prior to the next CMC, an update on the progress of the Parties' respective Memoranda of Fact and Law shall also be provided.

[7] The next CMC will be held by teleconference on **May 2, 2017**, at 2:00 P.M., Eastern Time (Ottawa).

HARRY SLADE

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Honourable Harry Slade, Chairperson