

FILE NO.: SCT-3001-12
DATE: 20150130

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

| | | |
|--|---|----------------------------------|
| BETWEEN: |) | |
| |) | |
| AUNDECK OMNI KANING |) | |
| |) | Paul Williams, for the Claimant |
| |) | |
| Claimant |) | |
| |) | |
| – and – |) | |
| |) | |
| HER MAJESTY THE QUEEN IN RIGHT |) | |
| OF CANADA |) | |
| As represented by the Minister of Indian |) | Jennifer Roy, for the Respondent |
| Affairs and Northern Development |) | |
| |) | |
| |) | |
| Respondent |) | |
| |) | |
| |) | |
| |) | |
| |) | HEARD: January 29, 2015 |

ENDORSEMENT

Honourable W.L. Whalen

A Case Management Conference (CMC) was held by teleconference on January 29, 2015, at 11:00 A.M., Eastern Time (Ottawa).

[1] The Respondent reported that it had delivered a complete transcription of the trust account records to the Claimant. Production of these records was made last week after being

delayed because the Respondent identified errors in the materials produced to it and that necessitated further research for correction. The Claimant requires time to review the voluminous materials produced, including with the First Nation's Chief and Council. The Claimant indicated that it would likely have documents to produce depending on the result of its review of the materials produced by the Respondent. Hopefully this can be done by the time of the next CMC, when progress will be canvassed.

[2] The Claimant reported that it had conversed with three potential experts in respect of calculating compensation. The Claimant suggested that the Parties consider jointly engaging a single expert (an actuary) to calculate compensation according to the factual approaches directed by each Party. The Respondent was willing to consider this suggestion. Progress will be canvassed at the next CMC.

[3] The Parties indicated that they had drafted a short Agreed Statement of Issues and Agreed Statement of Facts. The issue in dispute and the underlying facts are fairly straightforward so that the Parties expect these Agreed Statements will suffice. The Parties cannot compile a Common Book of Documents until the Claimant's review of documents is complete and it has produced its own documents.

[4] The next CMC will be held by teleconference on April 21, 2015, at 11:00 A.M., Eastern Time (Ottawa).

W.L. WHALEN

Honourable W.L. Whalen