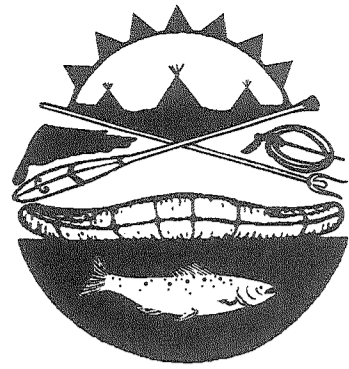


# Listuguj Mi'gmaq Government Order-In-Council



Chronological no.: 1888	Subject: ATR: Without Prejudice	Originated by: Agreement
The Council of the Listuguj Mi'gmaq Government		District Gespe'gewa'gi
Date of duly convened meeting	D   M   Y 3   0   1   1   1   0	Province Gepeg

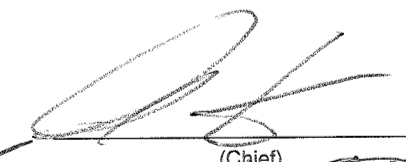
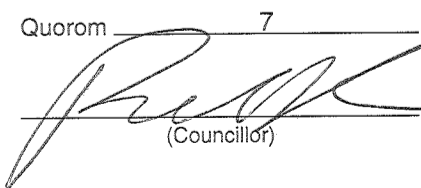
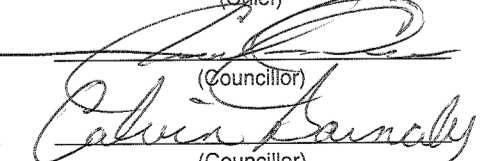
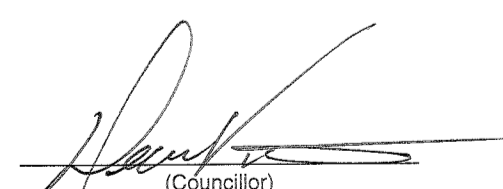
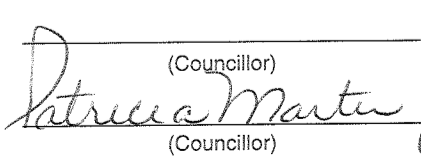
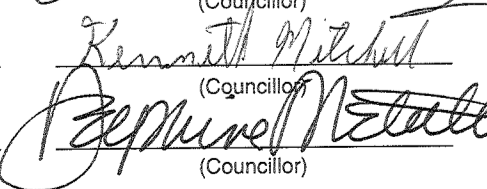
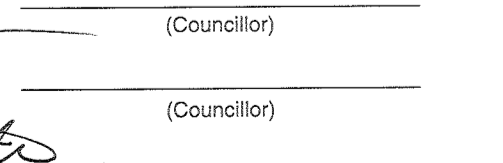
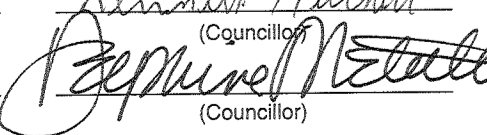
- Whereas the Listuguj Mi'gmaq Government ("LMG") is in negotiations with the Government of Canada ("Canada") concerning the out-of-court settlement of the demand and cross-demands in the *William B. Busted v. The Restigouche Indian Band et al.* before the Superior Court of Quebec, and the action in the *Listuguj Mi'gmaq First Nation et al. v. Her Majesty the Queen* in the Federal Court; and
- Whereas the negotiators for Canada requested that the LMG sign an "Agreement on Without Prejudice Basis of Negotiations" in regards to the negotiations; and
- Whereas the Agreement covers all communications and dealings which occur between the parties within the framework of discussion as without prejudice, so that they cannot be used as evidence or interpreted as an admission of facts, law or liability by or against any of the parties, including in the context of pending or future judicial proceedings; and
- Whereas the LMG recommends that such an agreement will allow the negotiations to progress; and
- Whereas the Listuguj Mi'gmaq Government has mandated Troy Jerome as the lead negotiator for the out-of-court settlement negotiations.

Therefore be it resolved:

That Troy Jerome is authorized on behalf of the LMG to sign an "Agreement on Without Prejudice Basis of Negotiations" substantially in the form of the attached text at the meeting scheduled with the Government of Canada on December 3, 2010.

Moved: Patricia Martin  
 Seconded: Kenneth Mitchell  
 Abstain: =  
 Opposed:  
 Status:  Passed  Defeated  Tabled

Quorum 7

  
 \_\_\_\_\_  
 (Chief)  
  
 \_\_\_\_\_  
 (Councillor)  
  
 \_\_\_\_\_  
 (Councillor)  
  
 \_\_\_\_\_  
 (Councillor)  
  
 \_\_\_\_\_  
 (Councillor)  
  
 \_\_\_\_\_  
 (Councillor)  
  
 \_\_\_\_\_  
 (Councillor)  
  
 \_\_\_\_\_  
 (Councillor)