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VANCOUVER 3, B. C.

6th December, 1971.

Prof. W. Duff,  
Department of Anthropology,  
University of B.C.,  
Vancouver 8, B.C..

Dear Wilson,

Just a note to say that the hearing  
in the Calder case in the Supreme Court of  
Canada went extremely well.

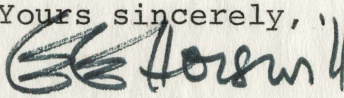
Seven judges of the Court sat on the  
appeal, and the argument occupied five days (all  
of last week).

The Revised Edition of Native Rights  
in Canada was made available to the Court, and  
it was evident during argument that the Court  
had spent a good deal of time before the appeal  
began examining the Factum that I had filed and  
the relevant anthropological and historical  
materials.

I have every reason to believe the Court  
will reverse the B.C. Court of Appeal and grant  
the declaration that the native title of the  
Nishgas has never been extinguished.

Your help and assistance in the matter  
have of course been invaluable, and I think it  
would have done your heart good to have been able  
to be present at the hearing in Ottawa, because  
the appreciation the judges had of the nature of  
the evidence and of the claim was so much greater  
than that displayed by the judges in B.C..

Best wishes,

Yours sincerely,  
  
Thomas R. Berger