

Competition Tribunal



Tribunal de la Concurrence

Reference: *The Commissioner of Competition v. Parkland Industries Ltd.*, 2015 Comp. Trib. 24  
File No.: CT-2015-003  
Registry Document No.: 089

**IN THE MATTER OF** the *Competition Act*, R.S.C. 1985, c. C-34, as amended;

**AND IN THE MATTER OF** an Application by the Commissioner of Competition for one or more orders pursuant to section 92 of the *Competition Act*;

B E T W E E N:

**The Commissioner of Competition**  
(applicant)

and

**Parkland Industries Ltd. and Parkland Fuel Corporation**  
(respondents)



Date of case management conference: 20151207  
Before Judicial Member: Gascon J. (Chairperson)  
Date of Order: December 9, 2015

**ORDER AMENDING THE REVISED SCHEDULING ORDER**

[1] **FURTHER TO** the application filed by the Commissioner of Competition (the “Commissioner”) pursuant to section 92 of the *Competition Act*, RSC 1985, c C-34, as amended, against Parkland Industries Ltd. and Parkland Fuel Corporation (the “Respondents”);

[2] **AND FURTHER TO** the Revised Scheduling Order of November 16, 2015, pursuant to which all motions arising from affidavits of documents were to be filed by November 20, 2015;

[3] **AND WHEREAS** the Commissioner filed an Amended Notice of Motion on December 3, 2015, which raises new issues with respect to the Respondents’ affidavit of documents and the Respondents should be given a reasonable opportunity to respond to those issues;

[4] **AND FURTHER TO** the discussion with counsel at the case management conference of December 7, 2015;

**THE TRIBUNAL ORDERS THAT:**

[5] The schedule for the hearing of the Commissioner’s Amended Notice of Motion with respect to the Respondents’ affidavit of documents shall be as follows:

December 16, 2015	Deadline for the service and filing of the Respondents’ responding materials to the Commissioner’s Amended Notice of Motion
December 21, 2015	Deadline for the service and filing of any reply materials by the Commissioner
December 22, 2015	Hearing of the Commissioner’s Amended Notice of Motion – hearing to commence at 9:30 am in the hearing room of the Competition Tribunal located at 90 Sparks Street, Ottawa.

DATED at Ottawa, this 9th day of December, 2015.

SIGNED on behalf of the Tribunal by the Chairperson.

(s) Denis Gascon

## **APPEARANCES**

For the applicant:

The Commissioner of Competition

John Syme  
Antonio Di Domenico

For the respondents:

Parkland Industries Ltd.  
Parkland Fuel Corporation

John F. Rook  
Emrys Davis