

Competition Tribunal



Tribunal de la Concurrence

Reference: *The Commissioner of Competition v. Aviscar Inc.*, 2015 Comp. Trib. 22

File No.: CT-2015-001

Registry Document No.: 067

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

AND IN THE MATTER OF an application for orders pursuant to section 74.1 of the *Competition Act* for conduct reviewable pursuant to paragraph 74.01(1)(a) and sections 74.05 and 74.011 of the *Competition Act*.

B E T W E E N:

The Commissioner of Competition
(applicant)

and

**Aviscar Inc., Budgetcar Inc./Budgetauto Inc.,
Avis Budget Group, Inc. and Avis Budget Car Rental, LLC**
(respondents)

Date of case management conference: 20151203

Before Judicial Member: Barnes J.

Date of Order: December 7, 2015



ORDER ADJOURNING THE HEARING OF THE APPLICATION

[1] **FURTHER TO** the application filed by the Commissioner of Competition (the “Commissioner”) against the Respondents for orders pursuant to section 74.1 of the *Competition Act*, RSC 1985, c C-34, as amended (the “Act”) for conduct reviewable pursuant to paragraph 74.01(1)(a) and sections 74.05 and 74.011 of the Act;

[2] **AND FURTHER TO** the case management conference of December 1, 2015, at which counsel for the Respondents asked for an adjournment of the hearing of the Commissioner’s application scheduled to commence on April 18, 2016;

[3] **AND WHEREAS** counsel for the Commissioner does not oppose the Respondents’ request for adjournment and consents to an adjournment of the hearing to September 7, 2016;

[4] **AND WHEREAS** subsection 9(2) of the *Competition Tribunal Act*, RSC 1985, c 19 (2nd Suppl.) provides that all proceedings before the Tribunal shall be dealt with as informally and expeditiously as the circumstances and considerations of fairness permit, and compelling reasons exist justifying the adjournment;

THE TRIBUNAL ORDERS THAT:

[5] The six-week hearing of the Commissioner’s application is adjourned to September 7, 2016.

[6] The parties shall consult with each other and agree on an amended timetable setting out new dates for the remaining pre-hearing steps. They shall file the timetable within 10 days from the date of this order, so that a new scheduling order can be issued.

DATED at Ottawa, this 7th day of December, 2015.

SIGNED on behalf of the Tribunal by the presiding judicial member.

(s) R.L. Barnes

APPEARANCES:

For the applicant:

The Commissioner of Competition

Derek Leschinsky
Antonio Di Domenico
Katherine Rydel

For the respondents:

Aviscar Inc.
Budgetcar Inc./Budgetauto Inc.
Avis Budget Group, Inc. and
Avis Budget Car Rental, LLC

D. Michael Brown
Christine Kilby