

Competition Tribunal



Tribunal de la Concurrence

Reference: *The Commissioner of Competition v. Aviscar Inc.*, 2015 Comp. Trib. 21  
File No.: CT-2015-001  
Registry Document No.: 065

**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 hearing: 20151201  
Before Judicial Member: Barnes J.  
Date of Order: December 2, 2015



**ORDER REQUIRING THE RESPONDENTS TO PRODUCE DOCUMENTS IN  
UNREDACTED FORM**

[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 motion filed by the Commissioner on November 12, 2015, with respect to alleged deficiencies in the Respondents’ affidavits of documents and the productions attached thereto;

[3] **AND FURTHER TO** the hearing of the Commissioner’s motion on December 1, 2015, and the discussion with counsel at the case management conference held on that same day;

[4] **AND WHEREAS** the Commissioner’s motion raises different issues, but there is agreement on one issue as the Respondents have stated that to the extent that the Commissioner seeks an Order requiring them to disclose customer personal information by producing unredacted versions of their productions containing such personal information, subject to the issuance of an Order they do not oppose the Commissioner’s request;

**THE TRIBUNAL ORDERS THAT:**

[5] The Respondents shall produce unredacted versions of their productions containing customer personal information.

DATED at Ottawa, this 2nd 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

For the respondents:

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

D. Michael Brown  
Christine Kilby