



Reference: *The Commissioner of Competition v. Premier Career Management Group Corp. and Minto Roy*, 2012 Comp. Trib.16

File No.: CT-2007-006

Registry Document No.: 218

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

AND IN THE MATTER of an inquiry pursuant to subparagraph 10(1)(b)(ii) of the *Competition Act* relating to certain marketing practices of Premier Career Management Group Corp. and Minto Roy;

AND IN THE MATTER of an application by the Commissioner of Competition for an order under section 74.1 of the *Competition Act*.

B E T W E E N:

**The Commissioner of Competition**  
(applicant)

and

**Premier Career Management Group Corp. and  
Minto Roy**  
(respondents)



Decided on the basis of the written record.

Before Judicial Member: Simpson J.

Date of Order: July 9, 2012

Order signed by: Justice Sandra J. Simpson

**ORDER REQUIRING THE RESPONDENTS TO RETURN \$10,500 TO THE  
COMMISSIONER AND TO PAY THE COMMISSIONER'S COSTS AND  
DISBURSEMENTS**

[1] FURTHER TO the Tribunal's Reasons for Order and Order Regarding Costs, issued on June 5, 2009, requiring the Commissioner of Competition (the "Commissioner") to pay to Premier Career Management Group Corp. and Minto Roy (the "Respondents") costs in the amount of \$10,500.00;

[2] AND FURTHER TO the Federal Court of Appeal decision dated October 15, 2009, in which the Court allowed the Commissioner's appeal from the Tribunal decision dismissing the main application and in which the Court granted the Commissioner's application under section 74.1 of the *Competition Act*, R.S.C. 1985, c. C-34, with costs;

[3] AND FURTHER TO a letter filed by counsel for the Commissioner on June 10, 2011, seeking an order requiring the Respondents (i) to return the \$10,500.00 in costs paid to them by the Commissioner; and (ii) to pay the Commissioner's fees and disbursements set out in an enclosed Bill of Costs dated June 9, 2011, in the amount of \$69,091.22;

[4] AND FURTHER TO the direction of the Tribunal dated June 23, 2011, directing Minto Roy to serve and file any response to the Commissioner's letter by July 29, 2011;

[5] AND WHEREAS no response has been filed by Minto Roy in response to the Commissioner's letter;

[6] AND WHEREAS the Tribunal finds that since Mr. Roy was unrepresented, the Commissioner did not require two counsel at trial and is entitled to compensation at the low end of Column III of Tariff B in the *Federal Courts Rules*, SOR/98-106,

**THE TRIBUNAL ORDERS THAT:**

[7] The Respondents shall return forthwith to the Commissioner the amount of \$10,500.00;

[8] The Respondents shall pay to the Commissioner costs, including disbursements, fixed in the amount of \$33,631.18 all inclusive.

DATED at Ottawa, this 9<sup>th</sup> day of July 2012.

SIGNED on behalf of the Tribunal by Justice Simpson.

(s) Sandra J. Simpson

**COUNSEL:**

For the applicant:

The Commissioner of Competition

John L. Syme

For the respondents:

Premier Career Management Group Corp.

Not represented

Minto Roy

Self-represented