



Citation: *Quinlan's of Huntsville Inc. v. Fred Deeley Imports Ltd.*, 2005 Comp. Trib. 20
File no.: CT-2004009
Registry Document no.: 0038

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

AND IN THE MATTER OF applications by Quinlan's of Huntsville Inc. ("Quinlan") for an order pursuant to section 103.1 of the *Competition Act*, R.S.C. 1985, c. C-34 (the "Act"), granting leave to bring an application under section 75 of the Act and for an interim order pursuant to subsection 104(1) of the Act;

AND IN THE MATTER OF an application by Quinlan's of Huntsville Inc. ("Quinlan") for an order pursuant to section 75 of the Act.

B E T W E E N :

Quinlan's of Huntsville Inc.
(applicant)

and

Fred Deeley Imports Ltd.
(respondent)

Decided on the basis of the written record.
Presiding Member: Simpson J. (Chairperson)
Date of Order: June 6, 2005



ORDER DISMISSING THE PROCEEDINGS

ORDER

- [1] UPON the motion of both parties, on consent, for an order to dismiss these proceedings;
- [2] AND UPON reading the Release and Confidentiality Agreement;
- [3] AND UPON reading the consent filed by the parties;

THE TRIBUNAL ORDERS THAT:

- [4] These proceedings be dismissed without costs to either party.

DATED at Ottawa, this 6th day of June, 2005.

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

(s) Sandra J. Simpson

REPRESENTATIVES

For the applicant:

Quinlan's of Huntsville Inc.

Robert Rueter
Andy Chan

For the respondent:

Fred Deeley Imports Ltd.

R. Seumas M. Woods
Christopher Hersh
Matthew Horner