

Competition Tribunal



Tribunal de la Concurrence

Reference: *Allan Morgan and Sons Ltd. v. La-Z-Boy Canada Ltd.*, 2004 Comp. Trib. 18
File no.: CT2003009
Registry document no.: 0019

IN THE MATTER OF an application by Allan Morgan and Sons Ltd. for an order pursuant to section 75 of the Competition Act, R.S.C. 1985, c. C-34.

B E T W E E N:

Allan Morgan and Sons Ltd.
(applicant)

and

La-Z-Boy Canada Ltd.
(respondent)

Decided on the basis of the written record.
Member: Lemieux J. (presiding)
Date of order: September 9, 2004
Order signed by: Lemieux J.



SCHEDULING ORDER

[1] **FURTHER TO** the proposed schedule filed by counsel on consent for the hearing of the application and pre-hearing procedures on August 23, 2004;

[2] **AND ON** consultation with counsel regarding scheduling on August 31, 2004 and September 3, 2004;

THE TRIBUNAL ORDERS THAT:

[3] The hearing of the application shall commence on Monday April 18, 2005, at 10:00 a.m. in the hearing room of the Competition Tribunal at 90 Sparks Street, Room 610, Ottawa, Ontario. The hearing of evidence and final argument is scheduled to conclude on Monday April 29, 2005.

[4] The following schedule for pre-hearing procedures shall be followed:

Monday December 6, 2004 (1:00 p.m. EDT)	Case Management conference call, to discuss discovery and any other issues concerning section 120 of the Practice Directions;
Wednesday December 15, 2004	Examination for discovery to be completed;
Friday March 18, 2005	Exchange of expert affidavits;
Thursday March 31, 2005	Exchange of expert rebuttal affidavits;
Wednesday April 6, 2005	Filing of expert affidavits and expert rebuttal affidavits;
Tuesday April 12, 2005 Case (1:00 p.m. EDT)	Management conference call to address any procedural matters or issues concerning conduct of hearing;
Thursday April 14, 2005	Parties to submit joint book of documents or brief of documents.

DATED at Ottawa, this 9th day of September, 2004.

SIGNED on behalf of the Tribunal by the presiding judicial member

(s) François Lemieux

REPRESENTATIVES

For the applicant:

Allan Morgan and Sons Ltd.

Deborah L.J. Hutchings
Lisa Clarke

For the respondent:

La-Z-Boy Canada Ltd.

Myron W. Shulgan, Q.C.
Kristina Savi-Mascaro