

Competition Tribunal



Tribunal de la Concurrence

Reference: *Commissioner of Competition v. Sears Canada Inc.*, 2004 Comp. Trib. 17
File no.: CT2002004
Registry document no.: 0152

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

AND IN THE MATTER OF an inquiry pursuant to subparagraph 10(1)(b)(ii) of the *Competition Act* relating to certain marketing practices of Sears Canada Inc.;

AND IN THE MATTER OF an application by the Commissioner of Competition for an order pursuant to section 74.01 of the *Competition Act*.

B E T W E E N :

The Commissioner of Competition
(applicant)

and

Sears Canada Inc.
(respondent)



Decided on the basis of the written record.
Member: Dawson J. (presiding)
Date of order: August 5, 2004
Order signed by: Madam Justice Eleanor R. Dawson

SCHEDULING ORDER REGARDING FINAL ARGUMENT

[1] **FURTHER TO** my Reasons For Order and Order Regarding Sears' Motion For Leave to Present Evidence and Make Submissions at a Separate Hearing Relating to Subsection 74.1(5) of the *Competition Act*, dated August 5, 2004;

[2] **AND FURTHER TO** the written submissions of counsel for the parties regarding scheduling of final argument;

[3] **AND FURTHER TO** the consent of counsel for the parties;

THE TRIBUNAL ORDERS THAT:

[4] The hearing of final argument shall resume on Thursday, August 19, 2004, at 9:30 a.m. in the hearing room of the Competition Tribunal at 90 Sparks Street, Room 610, Ottawa, Ontario. The hearing of final argument will continue on Friday, August 20, 2004.

DATED at Ottawa, this 5th day of August, 2004.

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

(s) Eleanor R. Dawson

COUNSEL:

For the applicant:

The Commissioner of Competition

John L. Syme
Arsalaan Hyder
Leslie Milton

For the respondent:

Sears Canada Inc.

William W. McNamara
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