



File no.: CT2003008

Registry document no.: 0003

IN THE MATTER OF an application by Barcode Systems Inc. for an Order pursuant to section 103.1 of the *Competition Act*, R.S.C. 1985, c. C-35, as amended (the "Act") granting leave leave to bring an application under section 75 of the Act;

B E T W E E N :

Barcode Systems Inc.
(applicant)

and

Symbol Technologies Canada ULC
(respondent)

NOTICE PURSUANT TO SUBSECTION 103.1 (5) OF THE ACT

[1] WHEREAS as application was filed on November 4, 2003 by Barcode Systems Inc. pursuant to subsection 103.1 (1) of the Act for leave to make an application under section 75 of Act;

[2] WHEREAS, pursuant to subsection 103.1 (3) of the Act, the Commissioner of Competition certified in a letter filed on November 7, 2003 that this matter is not the subject of an inquiry nor was it the subject of an inquiry that has been discontinued because of a settlement between the Commissioner of Competition and the parties involved;

[3] TAKE NOTICE THAT pursuant to subsection 103.1 (5) of the Act, the Tribunal hereby confirms that it can hear the above-mentioned application for leave to make an application under section 75 of the Act.

DATED at Ottawa, this 13th day of November, 2003.

François Lemieux

TO: David P. Church
Solicitor for Barcode Systems Inc.

AND TO: Colin MacArthur Q.C.
Curtis Unfried
Solicitor for Symbol Technologies Canada ULC

AND TO: Commissioner of Competition