



Reference: *Commissioner of Competition v. Trilogy Retail Enterprises L.P.*, 2001 Comp. Trib. 13
File no.: CT2001003
Registry document no.: 024

IN THE MATTER of an application by the Commissioner of Competition for a consent order pursuant to sections 92 and 105 of the *Competition Act*, R.S.C. 1985, c. C-34;

AND IN THE MATTER of the acquisition of a majority share of Chapters Inc. by Trilogy Retail Enterprises L.P. and the proposed merger of Indigo Books & Music Inc. and Chapters Inc. and their respective affiliates, Indigo Online Inc. and Chapters Online Inc.

B E T W E E N:

The Commissioner of Competition
(applicant)

and

Trilogy Retail Enterprises L.P.
Chapters Inc.
Indigo Books & Music Inc.
(respondents)

and

Anil Amlani and Bruce Barr
(intervenors)



Date of pre-hearing conference: 20010515
Member: McKeown J. (Chairman)
Date of order: 20010517
Order signed by: McKeown J.

SCHEDULING ORDER

[1] FURTHER TO the application brought by the Commissioner of Competition (the "Commissioner") pursuant to sections 92 and 105 of the *Competition Act*, R.S.C. 1985, c. C-34 for a consent order directing the divestiture of certain assets and requesting certain remedies in respect of the acquisition of a majority share of Chapters Inc. by Trilogy Retail Enterprises L.P. and the proposed merger of Indigo Books & Music Inc. and Chapters Inc. and their respective affiliates, Indigo Online Inc. and Chapters Online Inc.;

[2] AND ON HEARING the submissions of counsel for the Commissioner and for the respondents regarding the need for an expeditious disposition of the consent application;

THE TRIBUNAL ORDERS THAT:

[3] The hearing of the application shall commence on June 5, 2001 at 2:00 p.m. at the Competition Tribunal, Royal Bank Building, Suite 600, 90 Sparks Street, Ottawa, Ontario.

DATED at Ottawa, this 17th day of May, 2001.

(s) W.P. McKeown

APPEARANCES:

For the applicant:

The Commissioner of Competition

Simon V. Potter
Josephine A.L. Palumbo

For the respondents:

Trilogy Retail Enterprises L.P.
Chapters Inc.
Indigo Books & Music Inc.

Calvin S. Goldman, Q.C.
Sandra A. Forbes

For the intervenors:

Anil Amlani
Bruce Barr

Leslie J.F. Milten
Scott M. Prescott