

CT-2000/002

**THE COMPETITION TRIBUNAL**

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

IN THE MATTER OF an Application by the Commissioner of Competition under section 92 of the *Competition Act*,

AND IN THE MATTER OF the acquisition by Canadian Waste Services Inc. of certain assets of Browning-Ferris Industries Ltd., a company engaged in the solid waste business.

COMPETITION TRIBUNAL TRIBUNAL DE LA CONCURRENCE	
FILED	APR 26 2000 <i>Jo</i>
REGISTRAR - REGISTRAIRE	
OTTAWA, ONT. #1 (a)	

COMMISSIONER OF COMPETITION

Applicant

- and -

CANADIAN WASTE SERVICES HOLDINGS INC., CANADIAN WASTE SERVICES INC. AND WASTE MANAGEMENT, INC.

Respondents

**NOTICE OF APPLICATION**

TAKE NOTICE that the Commissioner of Competition (the "Commissioner") will make an application to the Competition Tribunal, as outlined in the Statement of Grounds and Material Facts attached, on a day and place to be determined by the Competition Tribunal, pursuant to section 92 of the *Competition Act* (the "Act") for:

- (a) An Order or Orders against the Respondents pursuant to section 92 of the Act requiring the Respondents to divest the Ridge landfill facility at Blenheim, Ontario, together with all associated business, shares and assets;
- (b) An Order or Orders against the Respondents pursuant to section 92 of the Act requiring the Respondents to divest such further or other shares or assets as the Tribunal considers necessary to address the substantial lessening or prevention of

competition which is likely to result from the Respondents' acquisition of the Ridge landfill facility; and

- (c) Such further and other final or interim Orders that may be appropriate.

**AND TAKE NOTICE** that if you do not file a Response with the Registrar of the Tribunal within 30 days of the date upon which this Application is served upon you, the Tribunal may, upon *ex parte* application by the Commissioner, make such order as it may consider just.

**ADDRESSES FOR SERVICE ON THE RESPONDENTS ARE:**

Canadian Waste Services Holdings Inc.,  
Canadian Waste Services Inc.  
Waste Management, Inc.  
1275 North Service Road West  
Suite 700  
Oakville, Ontario  
L6M 2G4

**THE COMMISSIONER** proposes that the hearing of this Application be held in Ottawa, Ontario, and the proceedings be conducted in the English language.

For purposes of this Application, service of all documents on the Commissioner can be served on:

Mr. Donald Houston  
Mr. W. Michael G. Osborne  
Kelly Affleck Greene  
Suite 840, P.O. Box 489  
One First Canadian Place  
Toronto, ON M5X 1E5

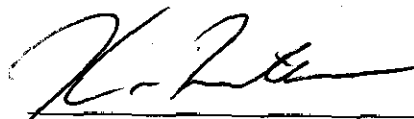
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Counsel for the Commissioner of Competition

DATED at Hull, Quebec, this 26<sup>th</sup> day of April, 2000.



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Konrad von Finckenstein, Q.C.  
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