

Competition Tribunal



Tribunal de la Concurrence

CT-1996/001 – Doc # 237

IN THE MATTER OF an application by Dennis Washington et al., for an order pursuant to section 106 of the *Competition Act*, R.S.C. 1985, c. C-34;

AND IN THE MATTER OF the merger whereby Dennis Washington and K & K Enterprises acquired a significant interest in, and control of, Seaspan International Ltd.

B E T W E E N:

Dennis Washington
K & K Enterprises
Seaspan International Ltd.
C.H. Cates and Sons, Ltd.

Applicants

- and -

The Director of Investigation and Research
Norsk Pacific Steamship Company, Limited

Respondents



ORDER GRANTING STAY OF CONSENT ORDER DATED JANUARY 29, 1997

Decided on the basis of the written record.

Member:

Simpson J. (presiding)

Counsel for the Applicants:

**Dennis Washington
K & K Enterprises
Seaspan International Ltd.
C.H. Cates and Sons, Ltd.**

R. John Kearns

Counsel for the Respondent:

Director of Investigation and Research

William J. Miller

COMPETITION TRIBUNAL

ORDER GRANTING STAY OF CONSENT ORDER DATED JANUARY 29, 1997

Dennis Washington et al.

v.

Director of Investigation and Research

FURTHER TO the notice of motion filed on December 2, 1997 by the applicants Dennis Washington, K & K Enterprises, Seaspan International Ltd., and C.H. Cates and Sons, Limited ("Applicants") seeking a stay of the Consent Order of the Tribunal, dated January 29, 1997 ("Consent Order"), and an extension of the time for compliance provided in paragraph 6 of the Consent Order;

AND ON CONSIDERING the consent of the Director of Investigation and Research;

THE TRIBUNAL ORDERS THAT the Consent Order shall be stayed until the Tribunal finally disposes of the Applicants' notice of application to vary the Consent Order filed on December 1, 1997. This order shall be without prejudice to the Applicants' right to apply for a further stay should it be necessary.

DATED at Vancouver, this 16th day of December, 1997.

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

(s) Sandra J. Simpson

Sandra J. Simpson