



CT - 1996 / 001 – Doc # 92

IN THE MATTER of an application by the Director of Investigation and Research for orders pursuant to section 92 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 propose to acquire control of, Seaspan International Ltd.;

AND IN THE MATTER of the merger whereby Dennis Washington acquired Norsk Pacific Steamship Company, Limited;

B E T W E E N:

The Director of Investigation and Research

Applicant

- and -

Dennis Washington
K & K Enterprises
Seaspan International Ltd.
Genstar Capital Corporation
TD Capital Group Ltd.
Coal Island Ltd.
314873 B.C. Ltd.
C.H. Cates and Sons Ltd.
Management Shareholders
Preference Shareholders
Norsk Pacific Steamship Company, Limited
Fletcher Challenge Limited

Respondents



**ORDER FURTHER TO REASONS AND ORDER TO AMEND PLEADINGS
REGARDING FLETCHER CHALLENGE LIMITED**

COMPETITION TRIBUNAL

**ORDER FURTHER TO REASONS AND ORDER TO AMEND PLEADINGS
REGARDING FLETCHER CHALLENGE LIMITED**

The Director of Investigation and Research

v.

Dennis Washington et al.

FURTHER TO the Reasons and Order to Amend Pleadings Regarding Fletcher Challenge Limited ("Reasons and Order") dated July 4, 1996;

AND FURTHER TO the Director's Amended Notice of Application served and filed on July 16, 1996;

AND ON CONSIDERING that Fletcher has not contested that the Amended Notice of Application complies with the Reasons and Order dated July 4, 1996 and that a review of the Amended Notice of Application indicates that it sets forth the particular order sought against Fletcher;

THE TRIBUNAL ORDERS THAT:

1. The motion brought by Fletcher to have the application of the Director against it dismissed or stayed is dismissed.

DATED at Toronto, this 30th day of July, 1996.

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

(s) Marshall Rothstein

Marshall Rothstein