



CT - 1996 / 001 – Doc # 76

IN THE MATTER of an application by the Director of Investigation and Research for orders under 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 AMENDING ORDER REGARDING SCHEDULING

Decided on the basis of the written record.

Chairman:

McKeown J.

Counsel for the Applicant:

Director of Investigation and Research

Martha A. Healey

Counsel for the Respondents:

**Dennis Washington
K & K Enterprises
C.H. Cates and Sons Ltd.
Norsk Pacific Steamship Company, Limited**

Nils E. Daugulis
Douglas G. Morrison

**Seaspan International Ltd.
Genstar Capital Corporation**

Robyn M. Bell

TD Capital Group Ltd.

Linda Abrams

**Coal Island Ltd.
314873 B.C. Ltd.
Management Shareholders
Preference Shareholders**

Charles F. Willms

Fletcher Challenge Limited

Jessica A. Kimmel

COMPETITION TRIBUNAL
ORDER AMENDING ORDER REGARDING SCHEDULING

The Director of Investigation and Research

v.

Dennis Washington et al.

FURTHER TO the Order Regarding Scheduling dated May 31, 1996;

FURTHER TO the motion by the Director of Investigation and Research to postpone the pre-hearing conference scheduled for June 19 and 20, 1996 for medical reasons;

AND FURTHER TO the motion brought by Fletcher Challenge Limited ("Fletcher") on June 17, 1996 for an order dismissing the application as against Fletcher;

THE TRIBUNAL ORDERS THAT:

1. The pre-hearing conference scheduled to be held on Wednesday and Thursday, June 19 and 20, 1996 shall be postponed to Thursday and Friday, July 4 and 5, 1996, starting at 9:30 a.m. (EDT), and shall be held in the hearing room of the Competition Tribunal at 90 Sparks Street, Ottawa, Ontario.

2. Any memoranda in response to the motion by Fletcher shall be served and filed by 5:00 p.m. (EDT) on Tuesday, July 2, 1996.

DATED at Ottawa, this 18th day of June, 1996.

(s) W.P. McKeown
Chairman