

THE COMPETITION TRIBUNAL

IN THE MATTER OF an application by the Director of Investigation and Research pursuant to Part VII of the **Competition Act, R.S., c.C-23**, as amended.

AND IN THE MATTER OF the Acquisition of all of the issued and outstanding shares of Palm Dairies Limited by 340280 Alberta Limited.

B E T W E E N:

The Director of Investigation
and Research

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|--|--|---------------------------------|
| COMPETITION TRIBUNAL TRIBUNAL DE LA CONCURRENCE | | P R O D U I T |
| F I L E D | | |
| OCT 20 1986 | | |
| REGISTRAR - REGISTRAIRE | | |
| OTTAWA, ONT. | | #24 |

Applicant

- and -

Palm Dairies Limited
340280 Alberta Limited
Fraser Valley Milk Producers
Cooperative Association
Northern Alberta Dairy Pool Limited
Central Alberta Dairy Pool
Dairy Producers Cooperative Limited
340379 Alberta Ltd.
Union Enterprises Ltd.

Respondents

NOTICE OF APPLICATION

TAKE NOTICE that the Director of Investigation and Research (the "Director") under the Competition Act will apply to the Competition Tribunal on Monday the 20th day of October 1986 in the Supreme Court of Canada Building, West Court, in Ottawa, Ontario at 10:00 o'clock in the forenoon for an order on consent permitting this application to be heard on short notice and for an order on consent pursuant to section 64(1)(f)(ii) and (iii)(A) and (B) and section 77 of the Competition Act.

AND TAKE NOTICE that an order is sought in the
terms set forth in an Order dated October 19, 1986, filed.

AND TAKE NOTICE that the written consent of all
parties to the said order will be filed at the hearing of
this matter.

AND TAKE NOTICE that the Director will rely on the
Affidavit of David Wolinsky, sworn September 3rd, 1986 and
such further and other material as counsel may advise.

Dated at Hull, October 19, 1986.

TO:

Garth Fryett, Q.C.
Brownlee, Fryett
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Bank Tower
10104-103rd Avenue
Edmonton, Alberta
T5J 3X7
Tel.: (403) 429-4821

SOLICITOR FOR:

340280 Alberta Limited
Northern Alberta Dairy Pool
Limited
Central Alberta Dairy Pool
Dairy Producers Co-operative
Limited

AND TO:

Russell Lusk
Ladner Downs
Box 10021
Pacific Centre South
2100-700 W. Georgia St.
Vancouver B.C.
V7Y 1A8
Tel.: (604) 687-5744

Fraser Valley Milk Producers
Cooperative Association
340280 Alberta Limited

AND TO:

Lorie Waisberg
Goodman & Goodman
20 Queen Street West
Toronto, Ontario
M5H 1V5
Tel.: (416) 979-2211

Union Enterprises Ltd.
Palm Dairies Limited

AND TO:

Lorne Jacobson
Bennett, Jones
3200 Shell Centre
400-4th Ave. S.W.
Calgary, Alberta
T2P 0X9
Tel.: (403) 298-3100

340279 Alberta Ltd.

THE COMPETITION TRIBUNAL

IN THE MATTER OF an application by
the Director pursuant to Part VII
of the **Competition Act, R.S.**,
c.C-23, as amended.

AND IN THE MATTER OF the
Acquisition of all the issued and
outstanding shares of Palm Dairies
Limited by 340280 Alberta Limited.

B E T W E E N:

The Director of Investigation
and Research

Applicant

- and -

Palm Dairies Limited
340280 Alberta Limited
Fraser Valley Milk Producers
Cooperative Association
Northern Alberta Dairy Pool Limited
Central Alberta Dairy Pool
Dairy Producers Co-operative
Limited
340379 Alberta Ltd.
Union Enterprises Ltd.

Respondents

NOTICE OF APPLICATION

Sandra J. Simpson
Counsel for the Director of
Investigation and Research
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