

Competition Tribunal



Tribunal de la Concurrence

Citation: *Canada (Commissioner of Competition) v Parrish & Heimbecker, Limited*, 2020 Comp Trib 8

File No.: CT-2019-005

Registry Document No.: 51

IN THE MATTER OF an application by the Commissioner of Competition for one or more orders pursuant to section 92 of the *Competition Act*, RSC 1985, c C-34 as amended.

BETWEEN:

The Commissioner of Competition
(applicant)

and

Parrish & Heimbecker, Limited
(respondent)



Date of case management conference: September 4, 2020

Before: D. Gascon J. (Chairperson)

Date of order: September 8, 2020

ORDER FOLLOWING THE CASE MANAGEMENT CONFERENCE OF SEPTEMBER 4, 2020

[1] **FURTHER TO** the application filed by the Commissioner of Competition (“**Applicant**”) on December 19, 2019 against the Respondent Parrish & Heimbecker, Limited (“**Respondent**”), pursuant to section 92 of the *Competition Act*, RSC 1985, c C-34 (“**Act**”), with respect to the acquisition by the Respondent of a primary grain elevator located in Virden, Manitoba;

[2] **AND FURTHER TO** the Scheduling Order issued by the Tribunal on March 4, 2020 which sets out various steps of the mediation process;

[3] **AND FURTHER TO** the Order Amending the Scheduling Order dated April 21, 2020 (“**Amended Scheduling Order**”);

[4] **AND FURTHER TO** the Case Management Conference held on September 4, 2020 at which counsel for both parties asked the Tribunal to vary the time limits associated with certain steps of the mediation process given their discussion with Chief Justice Crampton, the mediator in this matter, during a pre-mediation teleconference;

THE TRIBUNAL ORDERS THAT:

[5] The Amended Scheduling Order is further amended as follows:

Monday, September 14, 2020	<u>Applicant to deliver mediation brief</u>
<u>Wednesday, September 16, 2020</u>	<u>Respondent to deliver mediation brief</u>
Wednesday, September 23, 2020	<u>Mediation to be conducted virtually, over Zoom.</u> <u>The parties will be contacted by the Tribunal Registry for the purposes of making the appropriate logistical arrangements.</u>

DATED at Montreal, this 8th day of September 2020.

SIGNED on behalf of the Tribunal by the Chairperson.

(s) Denis Gascon

COUNSEL OF RECORD:

For the applicant:

The Commissioner of Competition

Jonathan Hood
Ellé Nekiar

For the respondent:

Parrish & Heimbecker, Limited

Robert S. Russell
Davit Akman