

Competition Tribunal



Tribunal de la Concurrence

Citation: *Commissioner of Competition v Commissioner of Competition v Doordash Inc. and Doordash Technologies Canada, Inc.*, 2025 Comp Trib 16

File No.: CT-2025-002

Registry Document No.: 12

IN THE MATTER OF the *Competition Act*, RSC 1985, c C-34 as amended;

AND IN THE MATTER OF an application by the Commissioner of Competition for one or more orders pursuant to section 74.1 of the *Competition Act* regarding conduct reviewable pursuant to paragraph 74.01(1)(a), subsection 74.01(1.1), and section 74.011 of the *Competition Act*;

BETWEEN:

Commissioner of Competition
(applicant)

and

**Doordash Inc. and Doordash Technologies
Canada, Inc.**
(respondents)



Date of case management conference: August 28, 2025

Before: Mr. Justice D. Gascon (Presiding Member)

Date of order: September 2, 2025

SCHEDULING ORDER

[1] **FURTHER TO** an application filed by the Commissioner of Competition (the “**Applicant**”) on June 9, 2025, against Doordash Inc. and Doordash Technologies Canada, Inc. (the “**Respondents**”; collectively, the “**Parties**”), for an order pursuant to section 74.1 of the *Competition Act*, RSC, c C-34, as amended (the “**Application**”);

[2] **AND CONSIDERING** the Tribunal’s *Practice Direction Regarding Timelines and Scheduling for Proceedings before the Tribunal* (the “**Timelines Direction**”);

[3] **AND CONSIDERING** the Parties’ proposed joint schedule dated August 7, 2025, for the pre-hearing steps and the hearing of the Application; the discussions that took place during a Case Management Conference held on August 28, 2025; and the Parties’ revised joint schedule dated August 29, 2025;

[4] **AND BEING SATISFIED** that the schedule in this Order is appropriate and respects the principles found in subsection 9(2) of the *Competition Tribunal Act*, RSC 1985, c 19 (2nd supp), which direct the Tribunal to deal with all matters as informally and expeditiously as the circumstances and considerations of fairness permit, as well as the Timelines Direction;

THE TRIBUNAL ORDERS THAT:

[5] The schedule for the discovery and pre-hearing disclosure steps of the Application shall be as follows:

Friday, November 21, 2025	Service of Affidavits of Documents and delivery of documents by both Parties
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Friday, December 12, 2025	Deadline for filing any motions arising from Affidavits of Documents and/or productions, including motions challenging claims of privilege
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Thursday, December 18, 2025	Hearing of any motions arising from Affidavits of Documents, productions and/or claims of privilege
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Friday, January 23, 2026	Deadline for delivery of any additional productions resulting from any Affidavits of Documents, productions and/or claims of privilege motions
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Tuesday, February 10, 2026 – Friday, February 13, 2026	Examinations for discovery according to a schedule to be settled between counsel
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Counsel for each Party shall have a maximum of two (2) days to conduct oral examination for discovery of a representative of the other Party

The Tribunal will have a judicial member available on dates and at times to be agreed to with counsel for the Parties to rule on objections arising during the

	examinations for discovery
Friday, March 6, 2026	Deadline for fulfilling answers to discovery undertakings
Friday, March 13, 2026	Deadline for filing any motions arising from examinations for discovery, answers to undertakings or refusals
Friday, March 20, 2026	Deadline for Parties to exchange Mediation Briefs and to deliver them to the Mediator via the Tribunal Registry
Tuesday, March 24, 2026	Hearing of any motions arising from examinations for discovery, answers to undertakings or refusals
Wednesday, March 25, 2026	Mediation
Tuesday, April 7, 2026	Last day for follow-up examinations for discovery arising from undertakings given
Monday, April 13, 2026	Deadline to serve and file any Requests to Admit
Monday, April 20, 2026	Deadline to serve responses to any Requests to Admit
Tuesday, June 2, 2026	Applicant to serve documents relied upon and witness statements Applicant to serve and file expert report(s), if any Witness statements and experts report(s) to include confidentiality designations; confidentiality designations shall be supported by affidavit evidence justifying confidentiality designations, and the affidavit evidence shall be filed with the Tribunal
Tuesday, July 28, 2026	Respondents to serve documents relied upon and witness statements Respondents to serve and file expert report(s), if any Witness statements and expert report(s) to include confidentiality designations; confidentiality designations shall be supported by affidavit evidence justifying confidentiality designations, and the affidavit evidence shall be filed with the Tribunal
Monday, August 24, 2026	Applicant to serve reply documents relied upon and reply witness statements

Applicant to serve and file reply expert report(s), if any

Reply witness statements and expert report(s) to include confidentiality designations; confidentiality designations shall be supported by affidavit evidence justifying confidentiality designations, and the affidavit evidence shall be filed with the Tribunal

Applicant to serve list of documents proposed to be admitted without proof, if any

Friday, August 28, 2026

Parties to exchange proposed Agreed Statements of Fact, if any

Friday, September 4, 2026

Deadline for filing any motions related to the evidence (documents relied upon, witness statements, expert reports, and confidentiality designations)

Deadline to provide witness statements to the Tribunal

Deadline for the Tribunal to indicate its concerns, if any, with the Parties' proposed confidentiality designations

Thursday, September 10, 2026

Deadline to provide documents to the Tribunal for use at the hearing (e.g., Agreed Books of Documents and Joint Briefs of Authorities), including read-ins from examinations for discovery

Deadline for delivering Agreed Statement of Facts

Tuesday, September 15, 2026 –
Wednesday, September 16, 2026

Hearing of any motions related to the evidence (documents relied upon, witness statements, expert reports, and confidentiality designations)

If needed, the Tribunal will also hear the Parties' submissions on any concerns raised about their respective proposed confidentiality designations to determine whether they should be maintained

Friday, September 18, 2026
or Monday, October 5, 2026

Pre-hearing case management conference (if required);

[6] Unless the parties and the Tribunal agree otherwise, the Tribunal shall hear all motions virtually;

[7] The evidentiary portion of the hearing of the Application shall commence at 10:00 am on Tuesday, October 13, 2026, and shall be held in-person in Ottawa, Ontario, at a location to be determined. The schedule shall be as follows:

Tuesday, October 13, 2026 – First week of hearing (4 days)
Friday, October 16, 2026

Monday, October 19, 2026 – Second week of hearing (5 days)
Friday, October 23, 2026

[8] Parties will serve and file written argument as directed by the Tribunal (but no later than noon on Friday, October 30, 2026). The Tribunal will hear oral argument on Monday, November 2 and Tuesday, November 3, 2026, in person, in Ottawa, Ontario.

DATED at Ottawa this 2nd day of September 2025.

SIGNED on behalf of the Tribunal by the Presiding Member.

(s) Denis Gascon

COUNSEL OF RECORD:

For the applicant:

Commissioner of Competition

Ellé Nekiar
Jasveen Puri

For the respondents:

Doordash Inc. and Doordash Technologies Canada, Inc.

Randall Hofley
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