



Canadian International  
Trade Tribunal

Tribunal canadien du  
commerce extérieur

CANADIAN  
INTERNATIONAL  
TRADE TRIBUNAL

# Procurement

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## ORDER

File No. PR-2014-043

TRM Technologies Inc.

v.

Department of Public Works and  
Government Services

*Order issued  
Friday, January 30, 2015*

IN THE MATTER OF a complaint filed by TRM Technologies Inc. pursuant to subsection 30.11(1) of the *Canadian International Trade Tribunal Act*, R.S.C., 1985, c. 47 (4th Supp.);

AND FURTHER TO a decision of the Canadian International Trade Tribunal to conduct an inquiry into the complaint pursuant to subsection 30.13(1) of the *Canadian International Trade Tribunal Act*;

AND FURTHER TO a request filed by Mr. Norman Carr, on behalf of TRM Technologies Inc., to withdraw the complaint.

**BETWEEN**

**TRM TECHNOLOGIES INC.**

**Complainant**

**AND**

**THE DEPARTMENT OF PUBLIC WORKS AND GOVERNMENT SERVICES**

**Government Institution**

**ORDER**

WHEREAS the above-mentioned complaint was filed on December 9, 2014, on behalf of TRM Technologies Inc.;

AND WHEREAS the Canadian International Trade Tribunal decided, on December 16, 2014, to inquire into the complaint, pursuant to subsection 30.13(1) of the *Canadian International Trade Tribunal Act* and subsection 7(1) of the *Canadian International Trade Tribunal Procurement Inquiry Regulations*;

AND WHEREAS, on January 23, 2015, Mr. Norman Carr, on behalf of TRM Technologies Inc., advised the Canadian International Trade Tribunal that, after having reviewed the Government Institution Report, it was determined by TRM Technologies Inc. that the Government Institution Report answered its questions regarding the requirements of the Request for Proposal;

AND WHEREAS Mr. Norman Carr further indicated that, had the relevant information contained in the Government Institution Report been provided during the debriefing, the above-mentioned complaint would not have been filed;

AND WHEREAS Mr. Norman Carr further advised that, as a result of this development, he was of the view that TRM Technologies Inc.'s complaint was no longer meritorious and asked on its behalf to withdraw the complaint;

AND WHEREAS subsection 30.13(5) of the *Canadian International Trade Tribunal Act* provides that, if it is of the opinion that the complaint is trivial, frivolous, vexatious or not made in good faith, the Canadian International Trade Tribunal may cease conducting the inquiry;

AND WHEREAS the Canadian International Trade Tribunal finds that the recent developments noted above have rendered the complaint trivial;

AND WHEREAS, for these reasons, the Canadian International Trade Tribunal deems it appropriate, in the present case, to cease the inquiry;

THEREFORE, pursuant to subsection 30.13(5) of the *Canadian International Trade Tribunal Act*, the Canadian International Trade Tribunal hereby ceases its inquiry.

No costs will be awarded for these proceedings.

Jean Bédard  
Jean Bédard  
Presiding Member