



Canadian International  
Trade Tribunal

Tribunal canadien du  
commerce extérieur

CANADIAN  
INTERNATIONAL  
TRADE TRIBUNAL

# Procurement

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## ORDER

File No. PR-2006-035

Zenix Engineering Ltd.

v.

Defence Construction Canada

*Order issued  
Wednesday, February 14, 2007*

IN THE MATTER OF a complaint filed by Zenix Engineering Ltd. under subsection 30.11(1) of the *Canadian International Trade Tribunal Act*, R.S.C. 1985 (4th Supp.), c. 47;

AND FURTHER TO a notice of motion filed by Zenix Engineering Ltd. under rule 24 of the *Canadian International Trade Tribunal Rules* for the production of documents by Defence Construction Canada.

**BETWEEN**

**ZENIX ENGINEERING LTD.**

**Complainant**

**AND**

**DEFENCE CONSTRUCTION CANADA**

**Government  
Institution**

**ORDER**

Having considered the motion from Zenix Engineering Ltd. dated February 2, 2007, the submission dated February 6, 2007, from Defence Construction Canada and the submission dated February 7, 2007, from Zenix Engineering Ltd., the Canadian International Trade Tribunal orders, pursuant to subsection 17(2) of the *Canadian International Trade Tribunal Act*, that Defence Construction Canada file with the Secretary of the Canadian International Trade Tribunal, on or before February 16, 2007, the following information and/or documentation relating to Solicitation No. IE070336:

- copies of any correspondence between the Department of National Defence/Defence Construction Canada and Morrison Hershfield Ltd. between the date of bid closing and the date of the contract award;
- all documents relating to the Defence Construction Canada “internal discussions” that occurred between October 6 and 27, 2006; and
- details of any payments made to Morrison Hershfield Ltd. pursuant to the contract awarded on November 29, 2006.

Serge Fréchette  
Serge Fréchette  
Presiding Member

Hélène Nadeau  
Hélène Nadeau  
Secretary