



Canadian International  
Trade Tribunal

Tribunal canadien du  
commerce extérieur

CANADIAN  
INTERNATIONAL  
TRADE TRIBUNAL

# Procurement

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## ORDER

File Nos. PR-2010-004 to  
PR-2010-006

Enterasys Networks of Canada  
Ltd.

v.

Department of Public Works and  
Government Services

*Order issued  
Friday, September 10, 2010*

IN THE MATTER OF complaints filed by Enterasys Networks of Canada Ltd. pursuant to 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 the Department of Public Works and Government Services on August 26, 2010, for an order striking from the record certain documents filed by Enterasys Networks of Canada Ltd. on August 20, 2010, as attachments to its comments on the Government Institution Report.

**BETWEEN****ENTERASYS NETWORKS OF CANADA LTD.****Complainant****AND****THE DEPARTMENT OF PUBLIC WORKS AND GOVERNMENT SERVICES****Government Institution****ORDER**

Having considered the motion by the Department of Public Works and Government Services filed on August 26, 2010, the comments by Enterasys Networks of Canada Ltd. dated August 31, 2010, the Canadian International Trade Tribunal, pursuant to subsection 17(2) of the *Canadian International Trade Tribunal Act*, hereby orders that the following documents shall be removed from the record forthwith:

- Exhibit 1 of Enterasys Networks of Canada Ltd.'s comments on the Government Institution Report, specifically the letter signed by Mr. Mike Millar from Enterasys Networks of Canada Ltd., dated August 20, 2010;
- Exhibit 2 of Enterasys Networks of Canada Ltd.'s comments on the Government Institution Report, specifically the letter signed by Ms. Erica Johnson from the University of New Hampshire InterOperability Laboratory, dated June 22, 2010; and
- Exhibit 3 of Enterasys Networks of Canada Ltd.'s comments on the Government Institution Report, specifically the letter signed by Dr. Dan Ionescu from ARTIS Inc., dated July 7, 2010.

Serge Fréchette  
Serge Fréchette  
Presiding Member

Diane Vincent  
Diane Vincent  
Member

Stephen A. Leach  
Stephen A. Leach  
Member

Dominique Laporte  
Dominique Laporte  
Secretary

The statement of reasons will be issued at a later date.