

2-465050
Judge Alone

SUPERIOR COURT OF JUSTICE
COUR SUPÉRIEURE DE JUSTICE

CANADA

PROVINCE OF ONTARIO
DE L'

TORONTO REGION
RÉGION de TORONTO

HER MAJESTY THE QUEEN
SA MAJESTÉ LA REINE

AGAINST
CONTRE

MITSUBISHI CORPORATION

THE ACCUSED STAND(S) CHARGED:
L'ACCUSATION SUIVANTE EST PORTÉE:

1. THAT the said MITSUBISHI CORPORATION, unlawfully did between approximately May 1992 and June 1997 aid and abet SGL Canada Inc. and UCAR Canada Inc. in the commission of an offence contrary to subsection 46(1) of the *Competition Act*, R.S. 1985, c. C-34, as amended, in that the said SGL Canada Inc. and UCAR Canada Inc. did implement in Canada directives or communications from SGL Carbon AG and UCAR International Inc., respectively, for the purpose of giving effect to a conspiracy entered into outside of Canada between SGL Carbon AG, UCAR International Inc., Showa Denko Carbon Inc., SEC Corporation, Tokai Carbon Co., Ltd.,

and VAW Carbon GmbH and persons known and unknown, to prevent or lessen, unduly, competition in the purchase, barter, sale or supply of a product, to wit: graphite electrodes, contrary to section 21(1) of the *Criminal Code* R.S.C. 1985, c. C-46 as amended.

DATED at TORONTO, Ontario this 31st day of March
FAIT à le jour de
A.D. 2006
en fan de grace.



Counsel for the Attorney General of Canada
Conseiller juridique du procureur general du Canada