

IN THE FEDERAL COURT OF CANADA
TRIAL DIVISION

BETWEEN:

HER MAJESTY THE QUEEN

- and -

AKZO NOBEL CHEMICALS BV



ACCUSED

INDICTMENT

THE ACCUSED, Akzo Nobel Chemicals BV, stands charged:

THAT IT DID, between approximately November, 1992, and April 1994, the exact dates being unknown, in Toronto, Ontario, Canada and elsewhere, by virtue of subsection 21(1)(c) of the Criminal Code, unlawfully abet Bioproducts Incorporated, Chinook Group Limited, DuCoa LP, BASF Aktiengesellschaft and UCB S.A. in the commission of an offence contrary to section 45(1)(c) of the *Competition Act*, R.S. 1985, c.C-34, as amended, whereby the said Bioproducts Incorporated, Chinook Group Limited, DuCoa LP, BASF Aktiengesellschaft, and UCB S.A. did unlawfully conspire, combine, agree or arrange with, the one with the other or others of them, together with a person or persons known and unknown, to prevent or lessen, unduly, competition in the production, manufacture, purchase, barter, sale, storage, rental, transportation or supply of a product, namely choline chloride, in Canada, contrary to paragraph 45(1)(c) of the *Competition Act*, R.S. 1985, c. C-34, to the extent that Akzo Nobel Chemicals BV supported or encouraged the parties to the agreement through having a senior representative attend at meetings of the parties where the agreement was discussed, during the relevant 18 month period and including hosting one such meeting at the corporate headquarters of Akzo Nobel Chemicals BV in Amsterdam, The Netherlands in May, 1993.

Dated at Ottawa, Ontario this 16th day of July , 2003

D.D. Graham Reynolds, Q.C.
Duane E. Schippers
Of Counsel for the Attorney General of Canada

I hereby consent to the preferment of this Indictment pursuant to section 577 of the *Criminal Code of Canada*, R.S.C. 1985, c. C-46.

Dated at Ottawa, Ontario this 28th day of July, 2003.

Morris Rosenberg
Deputy Attorney General of Canada

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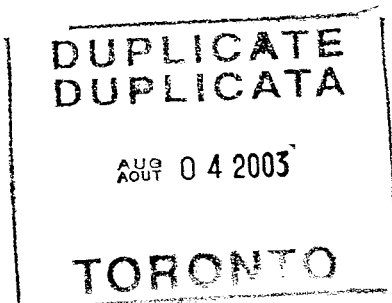
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Duane E. Schippers
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