

CANADA
PROVINCE OF QUÉBEC
DISTRICT OF MONTRÉAL
500-

SUPERIOR COURT
(CRIMINAL DIVISION)

Her Majesty the Queen

- and -

Yoshiyuki Ebara

Accused

INDICTMENT

THE ACCUSED, Yoshiyuki Ebara stands charged:

THAT HE DID, between approximately June, 1981 and May, 1988, the exact dates being unknown, unlawfully conspire, combine, agree or arrange with Hoechst AG, Eastman Chemical Company, Daicel Chemical Industries, Ltd., Chisso Corporation and The Nippon Synthetic Chemical Industriy Co., Ltd, the one with the other or others of them, together and 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, sorbates, in Canada, contrary to paragraph 45(1)(c) of the *Competition Act*, R.S.C. 1985, c. C-34.

Dated at Ottawa, this day of _____, 2001

Manon Lapointe
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 this _____ day of _____, 2001

Morris Rosenberg
Deputy Attorney General of Canada