

File / Dossier : SOCAN-Re:Sound – Pay Audio Services Tariffs, 2007-2016 /  
Tarifs de la SOCAN et de Ré:Sonne – Services sonores payants, 2007-2016

July 11, 2016

**[CB-CDA 2016-067]**

### **RULING OF THE BOARD**

On June 7, 2016, the Board ordered SOCAN to answer Interrogatory Questions 7, 8 and 9 put to it by the Objectors, “with respect to themselves and a representative random sample of their membership.” See [CB-CDA 2016-047]

On June 24, 2016, SOCAN wrote to the Board stating that SOCAN and the Objectors were not able to come to an agreement on what constitutes a representative sample. Both proposed a different composition of the sample. More importantly, both SOCAN and the Objectors were of the view that a random sample will likely not be useful or meaningful. As such, the Board rescinded its ruling in relation to Questions 7, 8 and 9. Instead, it ordered SOCAN to file with the Board any amended response it may have to the Objectors’ proposed sample, being aware that it may not be random, nor representative. See [CB-CDA 2016-065]

On July 5, 2016, SOCAN responded that it had no further submissions on the issue.

Therefore, SOCAN will answer Questions 7, 8 and 9 for itself and for the sample proposed by the Objectors, as described in SOCAN’s June 24 letter.

The Objectors are to file all answers to Questions 7, 8 and 9 with the Board. They may wait to do so until the Board has ruled on the sufficiency of those answers, if there is a motion relating thereto; otherwise, it shall file the answers when they are received.