

Peter Gray QC

Mr Greg Thorpe

Ms Linda Mc Millan

15 June 2016

Peter, Greg and Linda,

Origin, AEMO FCAS dispute Referral to a DRP

I have previously provided to you a stage 2 notice for this matter.

I have been working with the parties to ensure that the matter is properly defined with a view to having it resolved. Beyond clarifying the scope of the matter and the parties to the dispute, further time is unlikely to result in resolution of the dispute within a reasonable time, and accordingly as provided for by the Rules the Adviser hereby refers the dispute to a Dispute Resolution Panel (DRP) for determination in accordance with clauses 8.2.6A to 8.2.6D.

I hereby appoint each of you as a member of a DRP to resolve the dispute, with Peter Gray QC being appointed as the chair of the DRP. I will notify the market, AEMC and AER accordingly.

I confirm a directions hearing in Melbourne at **10.30am on Thursday 16 June** for this matter.

I have consulted both with the parties to the dispute (Origin and AEMO) and also with all of the parties who may be affected by an outcome (notwithstanding that this is not required by the NER).

I have also sent you by separate emails:

- a) Copies of the high level issues statements by participants that are likely to actively participate.
- b) A contract for the DRP to enter into with the active parties.
- c) An application from myself as Adviser requesting an order from the DRP that participants who may be joined but are choose not to be active do not required to contribute to the costs of the DRP.
- d) A list of participants whom AEMO has asked me to join under the powers provided to the Adviser in the NER.
- e) A list setting out the participants who wish to be active and those who do not.
- f) A draft timetable for the preparation of this matter for a hearing.
- g) Provisional hearing dates for 25,26 and 27 July inclusive in Melbourne

I would appreciate your confirmation by return email of your acceptance of this appointment.

Sincerely



Shirli Kirschner WENDRA

Wholesale energy market dispute resolution adviser