

**From:** John Tibaldi  
**Sent:** Sunday, 20 February 2011 3:57 PM  
**To:** Terry Malone; Rob.ayre@[redacted] John.Ruffini@[redacted]  
**Subject:** Good news - Manual Compliance

See email below. I don't agree with the discretion words and will sort that out next week.

**From:** Colin Apelt [mailto:colin\_apelt@[redacted]]  
**Sent:** Saturday, February 19, 2011 08:55 PM  
**To:** John Tibaldi  
**Subject:** Manual Compliance

Hi John,

I know I am going to be busy for most of Monday, hence this email instead of a phone call.

I have completed my detailed review of the extract from the Draft Report (Chs 1, 2, 9 and 10) and I can confirm that I am satisfied that the Manual was complied with throughout the flood event from 06 Jan 2011, 07:42 to 19 Jan 2011, 12:00, in the operation of both Wivenhoe and Somerset Dams.

As mentioned by telephone, there was an exercise of discretion on 11 Jan 2011 at 21:00 when Wivenhoe gate openings were below minimum recommended settings. In my considered opinion, this was appropriate and fully in accordance with the intent of the Manual.

I have noted some minor typos and points of clarification that I wish to discuss with you but these do not and cannot affect the conclusion I have stated above.

I will begin to review the full draft report as soon as I have completed some other urgent tasks.

Regards  
Colin Apelt

P.S. In due course, it will be necessary for me to report the above conclusion formally through UniQuest - they are still sorting out things with Seqwater's lawyers. I hope they can do this before a formal is required!

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31/01/2012

QFCI

Date:

2/2/12 JM

Exhibit Number:

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