

Our ref: 53619  
Contact officer: Robert Wright  
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**Australian  
Competition &  
Consumer  
Commission**

8 May 2014

Ms Susan Huggett  
General Manager Wholesale Supply  
NBN Co Limited  
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NORTH SYDNEY NSW 2060

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Dear Ms Huggett

**ACCC decision on dispute resolution Pool Members**

I refer to NBN Co's letters of 21 February and 17 April 2014 regarding the nomination of Pool Members, in accordance with the dispute resolution provisions under the Special Access Undertaking (SAU).

The ACCC is required to make a decision on the persons nominated by NBN Co by 14 May 2014.

Pursuant to Schedule 1H, Annexure 1, clause 2.1(e) of the SAU, the ACCC's decision is to approve each of the 23 persons nominated by NBN Co for appointment to the Pool. In particular, the persons approved by the ACCC for appointment to the Pool are set out in Attachment A.

Given the variation in indicative daily rates for the approved Pool Members, the ACCC expects that the Resolution Advisor will take into account matters of affordability and cost-effectiveness when selecting the Panel Members for any dispute that arises.

Please feel free to contact me on (03) 9290 1864 if you would like to discuss this further.

Kind regards

A handwritten signature in blue ink that reads 'R. Wright'.

Robert Wright  
General Manager  
Communications Group

**Attachment A****Persons approved by the ACCC for appointment to the Pool**

	<b>Candidate</b>
1	Philip Argy
2	Roger Davis
3	Mark Dempsey SC
4	Francis Douglas QC
5	Raymond Finkelstein QC
6	Steven Goldstein
7	Malcolm Gracie
8	Ian Harley Bailey SC
9	Michael Heaton QC
10	Jim Holmes
11	Sibylle Krieger
12	David Levin QC
13	Michael McHugh AC QC
14	Terry Mehigan
15	Albert Monichino SC
16	Dr Rob Nicholls
17	Jonathan Redwood
18	Don Ryan QC
19	Tony Samuel
20	Michael Shand QC
21	Michael Sweeney
22	Greg Thorpe
23	Steve White