

Gosain, Seema

From: Jones, David
Sent: Tuesday, 15 April 2014 8:44 PM
To: Neilan, Ron
Subject: FW: Merger of Verve Energy and Synergy - CONFIDENTIAL [SEC=UNCLASSIFIED]
Attachments: [REDACTED]

-----Original Message-----

From: Ridgeway, Stephen (AU) [mailto:Stephen.Ridgeway@au.kwm.com]
Sent: Friday, 29 November 2013 8:48 AM
To: Jones, David
Cc: Greiss, Rami; Ayres, Lisa Anne; Buckley, Lisa; Leung, Haidee; Smith, Braeden; Webb, Rose; Leuner, Tom; Lingard, Paul (AU); Orr, Jennifer; Gill, Caroline; Peter, Wendy
Subject: RE: Merger of Verve Energy and Synergy - CONFIDENTIAL

Confidential communication

David

A copy of the presentation that we will be giving at the meeting this morning is attached. Please note that this presentation is confidential at this stage and we request that it not be disclosed to other parties.

We will bring hard copies of the presentation to the meeting for those in Sydney. Sorry that we were not able to provide this earlier.

Kind regards, Stephen

Stephen Ridgeway | Partner
KPMG & Wood Mallesons
Level 50, Bourke Place, 600 Bourke Street, Melbourne VIC 3000 T +61 3 9643 4060 | M +61 407 264 924 | F +61 3 9643 5999 stephen.ridgeway@au.kwm.com | www.kwm.com

-----Original Message-----

From: Jones, David [mailto:David.Jones@accg.gov.au]
Sent: Monday, 25 November 2013 9:15 AM
To: Ridgeway, Stephen (AU)
Cc: Greiss, Rami; Ayres, Lisa Anne; Buckley, Lisa; Leung, Haidee; Smith, Braeden; Webb, Rose; Leuner, Tom; Lingard, Paul (AU); Orr, Jennifer; Gill, Caroline; Peter, Wendy
Subject: RE: Merger of Verve Energy and Synergy [SEC=UNCLASSIFIED]

Dear Stephen

Thank you for this advice. In addition to those attendees I listed previously, we will have Wendy Peter and Caroline Gill from our legal team attending in Melbourne and Jennifer Orr from our economics team in Canberra.

Kind regards

David Jones
Director | Merger Investigations Branch
Australian Competition & Consumer Commission
23 Marcus Clarke Street Canberra 2601 | <http://www.accc.gov.au>
T: +61 2 6243 1393 | F: +61 2 6243 1212

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-----Original Message-----

From: Ridgeway, Stephen (AU) [mailto:Stephen.Ridgeway@au.kwm.com]
Sent: Friday, 22 November 2013 11:34 AM
To: Jones, David
Cc: Greiss, Rami; Ayres, Lisa Anne; Buckley, Lisa; Leung, Haidee; Smith, Braeden; Webb, Rose; Leuner, Tom; Lingard, Paul (AU)
Subject: Merger of Verve Energy and Synergy

Confidential communication

Dear David

The attendees for the Western Australian Government will be:

- Peter Oates, Chairman, Merger Implementation Group Committee, Department of Finance
- Ray Challen, Deputy Director General, Department of Finance
- Peter Eben, Director, Seed Advisory
- Paul Lingard, Partner, King & Wood Mallesons, Perth
- Stephen Ridgeway, Partner, King & Wood Mallesons, Melbourne.

Regards, Stephen

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-----Original Message-----

From: Jones, David [mailto:David.Jones@acc.gov.au]
Sent: Thursday, 14 November 2013 2:10 PM
To: Ridgeway, Stephen (AU); Cooke, Simon (AU); Lingard, Paul (AU)
Cc: Greiss, Rami; Ayres, Lisa Anne; Buckley, Lisa; Leung, Haidee; Smith, Braeden; Webb, Rose; Leuner, Tom
Subject: RE: Response - to Mr Sims E-mail from ACCC re proposed merger of Verve Energy and Synergy [DLM=Sensitive]

Dear Stephen

Thank you for this confirmation. I will be on leave but the ACCC's attendees in Sydney will be Rod Sims, Jill Walker, Rose Webb and Rami Greiss, in Canberra Braeden Smith from Merger Investigations Branch, and in Melbourne Tom Leuner from AER.

Regards

David Jones
Director | Merger Investigations Branch
Australian Competition & Consumer Commission
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-----Original Message-----

From: Ridgeway, Stephen (AU) [mailto:Stephen.Ridgeway@au.kwm.com]
Sent: Wednesday, 13 November 2013 9:30 AM
To: Jones, David
Cc: Greiss, Rami; Ayres, Lisa Anne; Lingard, Paul (AU); Cooke, Simon (AU); Buckley, Lisa
Subject: RE: Response - to Mr Sims E-mail from ACCC re proposed merger of Verve Energy and Synergy [DLM=Sensitive]

Confidential communication

Dear David

Apologies for the delay in my response. Friday 29 November in Sydney at 9.30 am is a suitable time for us.

We will advise attendees from our side shortly.

Kind regards, Stephen

Stephen Ridgeway | Partner
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-----Original Message-----

From: Jones, David [mailto:David.Jones@accc.gov.au]
Sent: Monday, 11 November 2013 8:58 AM
To: Ridgeway, Stephen (AU)
Cc: Greiss, Rami; Ayres, Lisa Anne; Lingard, Paul (AU); Cooke, Simon (AU); Buckley, Lisa
Subject: RE: Response - to Mr Sims E-mail from ACCC re proposed merger of Verve Energy and Synergy [DLM=Sensitive]

Dear Stephen

My apologies for the delayed response. Rod Sims, Jill Walker and ACCC staff are available to meet with you and your client at the following times and locations in that week:

- Tuesday 26 November from 1:30pm onwards (Canberra)
- Friday 29 November 09:30am until 11:00am (Sydney)

Can you please advise whether either of these times is suitable.

Kind regards

David Jones
Director | Merger Investigations Branch
Australian Competition & Consumer Commission
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-----Original Message-----

From: Ridgeway, Stephen (AU) [mailto:Stephen.Ridgeway@au.kwm.com]
Sent: Wednesday, 6 November 2013 6:37 PM
To: Jones, David
Cc: Buik, Jessica; Greiss, Rami; Ayres, Lisa Anne; Lingard, Paul (AU); Cooke, Simon (AU)
Subject: RE: Response - to Mr Sims E-mail from ACCC re proposed merger of Verve Energy and Synergy [DLM=Sensitive]

Confidential communication

Dear David

Further to the letter from the Minister to the Chairman and the Chairman's email response, we would like to organise a meeting with representatives of the Commission for the purpose of explaining the regulatory measures that the Western Australian government proposes to take in connection with the legislative amalgamation of Verve and Synergy.

Further work and market consultation with regard to those measures is still underway but we expect to be in a position to explain the proposed measures to the Commission by the week beginning Monday 25 November.

We expect that largely the same representatives would attend the meeting from our side as attended the meeting with the Commission on 23 July, and that it would take no more than two hours. We are happy to come to Sydney, Canberra or Melbourne for the meeting.

I would be grateful if you could advise whether the Commission would be in a position to meet with us in the week beginning 25 November or shortly thereafter.

Kind regards, Stephen

Stephen Ridgeway | Partner
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-----Original Message-----

From: Jones, David [mailto:David.Jones@acc.gov.au]
Sent: Tuesday, 15 October 2013 7:40 PM

To: Ridgeway, Stephen (AU); Cooke, Simon (AU)
Cc: Buik, Jessica; Greiss, Rami; Ayres, Lisa Anne
Subject: FW: Response - to Mr Sims E-mail from ACCC re proposed merger of Verve Energy and Synergy
[DLM=Sensitive]
Importance: High

Dear Stephen and Simon

Please see below an email from Rod Sims to the Minister.

Kind regards

David Jones
Director | Merger Investigations Branch
Australian Competition & Consumer Commission
23 Marcus Clarke Street Canberra 2601 | <http://www.accc.gov.au>
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---Original Message-----

From: Sims, Rod
Sent: Tuesday, 15 October 2013 5:44 PM
To: 'Riordan, Robyn'
Cc: Greiss, Rami; mike.nahan@mp.wa.gov.au; Helm, Simon; O'Callaghan, Luke; Greiss, Rami; Schaper, Michael
Subject: RE: Response - to Mr Sims E-mail from ACCC re proposed merger of Verve Energy and Synergy
[SEC=UNCLASSIFIED]

Dear Robyn

Can you please thank Dr Nahan for his letter which was much appreciated. Can you please pass on my apology for the lateness of our letter for which I take responsibility.
Can you also say I agree that, in the light of this letter, we will not put out any press release at this time.
We look forward to hearing about your foreshadowed measures to address the competition concerns when they are available.
I am keen to catch up with the Minister when next in Perth.
With kind regards
Rod

Rod Sims

Chairman

Australian Competition & Consumer Commission
23 Marcus Clarke Street Canberra 2601 <http://www.accc.gov.au>
T: +61 2 6243 1131
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-----Original Message-----

From: Riordan, Robyn [mailto:Robyn.Riordan@dpc.wa.gov.au]
Sent: Tuesday, 15 October 2013 1:44 PM
To: Sims, Rod
Cc: Greiss, Rami; mike.nahan@mp.wa.gov.au; Helm, Simon; O'Callaghan, Luke
Subject: FW: Response - to Mr Sims E-mail from ACCC re proposed merger of Verve Energy and Synergy
Importance: High

Dear Rod

Please find attached a response (your ref 51156) from Dr Mike Nahan MLA regarding the proposed merger of Verve Energy and Synergy.

Hard copy will follow.

Regards

Robyn Riordan
Executive Officer
Dr Mike Nahan MLA
Minister for Energy; Finance;
Citizenship and Multicultural Interests

Ph: (08) 6552-5700 Fax: (08) 6552-5701 email: robyn.riordan@dpc.wa.gov.au

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