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**From:** Geoff Gilbert  
**Sent:** 06 May 2008 12:44  
**To:** Willie Gallagher; Graeme Bissett (external contact); Stewart McGarrity; Steven Bell; david\_mackay@██████████ Fitchie, Andrew  
**Subject:** RE: ETN - proposal

Willie

As per my earlier EMail the figure BBS put to us was £3.2m which was not in any way conditional. I'll double check whether there were any earlier transfers from 1a to 1b that were made visible to us.

Regards

Geoff

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**From:** Willie Gallagher  
**Sent:** Mon 05/05/2008 21:09  
**To:** Graeme Bissett (external contact); Stewart McGarrity; Steven Bell; david\_mackay@██████████ Geoff Gilbert; Fitchie, Andrew  
**Subject:** FW: ETN - proposal

Views please.

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

**From:** Joachim Enenkel [<mailto:Joachim.Enenkel@bilfinger.de>]  
**Sent:** 05 May 2008 21:08  
**To:** Willie Gallagher  
**Subject:** ETN - proposal

Dear Willie,

Following our discussions this afternoon please find the following:

In respect of the money transferred at Preferred Bidder Stage from 'Phase 1a Preliminaries' into 'Phase 1b Price' TIE confirms that in the event Phase 1b does not proceed, TIE guarantees that the Bilfinger Berger share of 3.3 Mio GBP will be paid directly to Bilfinger Berger under the contract for Phase 1a. However it should be noted, that earlier an overall sum of 4.7 Mio GBP had been transferred from Phase 1a to Phase 1b for BBS, of which 3.3 Mio GBP is for BB and 1.4 Mio GBP is for Siemens.

The above understanding is based on the assumptions, that TIE and BBS will conclude a contract award for ETN Phase 1a.

Please let me know if you need additional input on the above.

Regards Joachim Enenkel