From: Dennis Murray

17 February 2010 14:28 Sent:

To: Julie Smith

Subject: FW: Schedule 4 Base Case Assumptions - further meeting

**Attachments:** Schedule 4 - Pricing (Feb 08).doc

From: Bob Dawson

Sent: 12 February 2008 10:29

To: Dennis Murray

Subject: FW: Schedule 4 Base Case Assumptions - further meeting

#### Dennis,

Below is Geoff's response to Richard Walker's e-mail.

As you'll see he has said that we'll send an updated Schedule 4 so have you any comments before I send (I'm going to incorporate another appendix for ground conditions)

## Regards

#### Bob



Help to save paper - do you need to print this e-mail?

From: Geoff Gilbert

Sent: 12 February 2008 10:18 To: Richard.Walker@bilfinger.co.uk

Cc: Scott.McFadzen@bilfinger.co.uk; Suzanne Moir; Matthew Crosse; Steven Bell; Bob Dawson

Subject: RE: Schedule 4 Base Case Assumptions - further meeting

### Richard

This is not correct. Bob is not looking to reopen anything already settled but Schedule 4 is not concluded. The following remain outstanding:-

- 1. We need to settle lan's paper from page 6 onwards (where we got to on Wednesday) accepting that you and I dealt with how changes feed into tie Changes (para 1.1), Alignment pricing (n) and o) etc as set out in the agreement we signed.
- 2. 'Section by section, element by element' definition of the basis of the price (we agreed last week that this is required)
- 3. Detailed build up of the price for both civils and systems
- 4. Final agreement on a completed schedule 4.

So that we can get to item 4 please advise when we will receive item 2.

lan's version of Schedule 4 does not contain all the things that we practically need in order to enable commercial administration of the contract following award. Hence Schedule 4 is not currently clearly and comprehensively dealt with.

We will issue updated Schedule 4 this morning for your review. The purpose of today's discussion was to conclude item 1 above to keep the resolution of this Schedule moving. However, if you would prefer we can meet later in the week once you have reviewed the updated schedule.

Call me if you wish to discuss this.

## Regards

Geoff Gilbert - Project Commercial Director TRAM Project

tie Limited Citypoint 65 Haymarket Terrace Edinburgh EH12 5HD



From: Richard.Walker@bilfinger.co.uk [mailto:Richard.Walker@bilfinger.co.uk]

**Sent:** 12 February 2008 08:48

To: Geoff Gilbert

Cc: Scott.McFadzen@bilfinger.co.uk; Suzanne Moir

Subject: Fw: Schedule 4 Base Case Assumptions - further meeting

#### Geoff

Last Thursday we signed a document where we committed to holding our price. Schedule 4 was clearly dealt with, why is Bob trying to re engage. The matter is closed

Richard

---- Original Message ----

From: "Bob Dawson" [Bob.Dawson@tie.ltd.uk]

**Sent:** 11/02/2008 15:08 **To:** Richard Walker

Cc: ETN-dms.civil; "UK MB INFRACO" <INFRACO@tie.ltd.uk>; Scott McFadzen; <herbert.fettig@siemens.com>; "Wright,

Stephen" <Stephen.Wright@siemens.com>; "Fitchie, Andrew" <Andrew.Fitchie@dlapiper.com>; "Hecht, Philip"

<Philip.Hecht@dlapiper.com>; "Dennis Murray" <Dennis.Murray@tie.ltd.uk>; "Geoff Gilbert" <Geoff.Gilbert@tie.ltd.uk>;

"Valerie Clementson" < Valerie. Clementson@tie.ltd.uk>

Subject: Schedule 4 Base Case Assumptions - further meeting

# Richard,

Further to the voicemail messages that I left on your office telephone and mobile, we need to confirm arrangements for going through the balance of your points on schedule 4.

Geoff said tomorrow and suggests the following attendees:

 You, Scott, someone from Siemens (Herbert or Steve), either Andrew Fitchie or Phil Hecht, Dennis Murray, Geoff and me.

Please can you confirm that this is OK with you guys?

Many thanks

Regards

Bob Dawson Procurement Manager

tie Limited Citypoint

### 65 Haymarket Terrace Edinburgh EH12 5HD

Lambuigh Little of its
Tel: Mobile: Email: bob.dawson@tie.ltd.uk
www.tramsforedinburgh.com www.tie.ltd.uk
Help to save paper - do you need to print this e-mail?
***************************************
This email and any files transmitted with it are confidential and
intended solely for the use of the individual or entity to whom they
are addressed. If you have received this email in error please notify
the system manager.
Bilfinger Berger UK Limited/Bilfinger Berger Environmental Ltd. confirms that this email message has been swept by MIMEsweeper for SMTP for the presence of computer viruses.
www.bilfingerberger.co.uk
************************************
The information transmitted is intended only for the person to whom it is addressed

The information transmitted is intended only for the person to whom it is addressed and may contain confidential and/or privileged material. If you are not the intended recipient of this e-mail please notify the sender immediately at the email address above, and then delete it.

E-mails sent to and by our staff are monitored for operational and lawful business purposes including assessing compliance with our company rules and system performance. TIE reserves the right to monitor emails sent to or from addresses under its control.

No liability is accepted for any harm that may be caused to your systems or data by this e-mail. It is the recipient's responsibility to scan this e-mail and any attachments for computer viruses.

Senders and recipients of e-mail should be aware that under Scottish Freedom of Information legislation and the Data Protection legislation these contents may have to be disclosed to third parties in response to a request.

tie Limited registered in Scotland No. SC230949. Registered office - City Chambers, High Street, Edinburgh, EH1 1YT.