
From: Julie Thompson
Sent: 12 March 2009 12:35
To: Jochen Keysberg (jochen.keysberg@bilfinger.de)
Cc: Andrea Loebel
Subject: Proposed telephone call - sent on behalf of David Mackay - PRIVATE & CONFIDENTIAL

Importance: High
Sensitivity: Confidential

Dear Dr Keysberg

I was extremely disappointed not to receive the expected call from you yesterday as discussed on Tuesday evening.

You will be aware of my very significant concerns about further delays and you will also recall the deadline as raised.

Unfortunately, I have to attend the funeral of the spouse of a close friend today but I will be back in the office tomorrow (Friday 13th).

Meantime, let me emphasise yet again that I believe we have stretched our co-operation and flexibility to the limit of our authorisation. I believe the Framework Management approach proposed by Dr Schneppendahl, is a sensible option to unblock this impasse without either side giving up their position. I am looking to work together to seek an agreed solution within the framework of the contract, a contract which your Company signed less than 12 months ago, we have no authority to amend said contract and neither we nor our stakeholders have any intention of agreeing to do so, further correspondence from Bilfinger to entreaty same is therefore pointless.

In the interests of the Project can I recommend that you consider the option of moving forward with the Framework Management approach with the positive attitude and intent that we share with Siemens and CAF.

As ever, Steven Bell is on standby to finalise the way ahead with Herr Foerder.

Regards

David Mackay

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