

11 July 2002

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Mr Glenn Berry
ATMA Environmental
Level 10, 459 Little Collins Street
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Dear Sir

Spotswood Site Dispute

We note that you have been invited to submit an expression of interest to VicTrack and that you have asked us to write to you about our involvement with your firm in relation to a recent matter. We are happy to do so.

We acted for National Rail Corporation Limited in the Supreme Court of Victoria in relation to an issue concerning a site in metropolitan Melbourne that contained soil and underground contamination. We retained your firm to:

1. Investigate the level of soil and ground water contamination including taking samples and to provide a comprehensive environmental site assessment including remediation strategies and costings. This task also included the presentation of your findings in various ways to assist the reader in understanding the level and distribution of contamination;
2. Provide a critical review of reports served on us by other environmental companies in relation to the contamination;
3. Prepare to give expert testimony in the Supreme Court of Victoria; and
4. Assist Senior Counsel in the preparation of notes for the cross examination of the other party's expert witnesses.

The work was undertaken over a period exceeding 12 months and included you preparing an original report in early 2001. Subsequently, you undertook further testing and prepared an updated and more comprehensive report. The final report required a considerable commitment of resources on your behalf over the Christmas/New Year period 2001/2002. The level of expertise and commitment that was provided by your firm was extremely important in terms of our client's strategy for dealing with the litigation. Your ultimate report was, we consider, a crucial factor in the matter resolving in the way it did, to our client's satisfaction.

We found you and your firm very approachable and easy to deal with. At times we asked you to consult with us for long periods of time, with little notice. You were always available to do this and to prepare the report itself, notwithstanding that you were very busy undertaking other urgent work at the time.

The quality of your work was high. We would have no hesitation in using you and your firm again if the occasion arose.

Yours faithfully

MINTER ELLISON



John Weber

Partner

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