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Jason Banks
Director General
Dept of Environmental Regulation
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Your Ref; CEO197/15

Dear Mr. Banks

We are in receipt of your letter of 10th March which yet again fails to provide the information we have been seeking for many months.

You seem to have conceded that the accuracy of modeled noise is variable so we will take that as some kind of agreement.

Regarding your latest response to **Comment 2 Para 1** and our request for **copies of data of both modeled and actual measurements, taken at our near our previous residence pre October 2007**. It may not be relevant to you or the current owners (Alcoa we believe) but it is vitally important to us, to know that Mr. McPherson's assessment, as claimed **"was based on modeled results and validation measurements made previously"**.

After all it was this pre 2007 data that resulted not just in his refusal to further investigate our long standing noise complaints and take SPL readings but also for our home to be judged as outside Area A and thus our being refused the full compensation we were entitled to.

The amount we have lost so far is 35% of the unaffected value and \$7000 in moving expenses, around \$130,000, plus compound interest over the period. So if you are unable to produce these documents, then we must assume that either, they do not exist or they do not show what you claim. This may of course be evidence in some conspiracy to defraud action. So we ask again to; **please provide the data we are seeking to prove your claims once and for all**. Or do we need to make a request to the Minister or have questions asked in Parliament.

Your last Para states “There is no evidence that residents south of Area A could have cited the reason that their property was noise affected”. As stated previously no one was ever asked to cite a reason to sell under the LMP. However we had made noise complaints for many years prior to the writing of the LMP to Alcoa, including to former Refinery Manager Ann Whitty, the DER (then DEC) and the DoH. So all were well aware that we were noise affected, also we had any amount of correspondence with the DoH, re the effects of long term noise exposure and sleep deprivation. These complaints were also the reason for the visit by your Mr. Macpherson in the company of Lindsay Gilliam of the DoH, **offering** noise amelioration measures etc.

That offer in itself is interesting, if Mr. Macpherson, as you claim, had already assessed there was no noise problem, based on these “**modeled results and validation measurement made previously**”, why did he not tell us that and why was the offer of noise amelioration measures made? That is not logical and therefore very likely to be untrue.

How much more “Evidence” do you, not Alcoa, need?

As always we would appreciate a full and timely reply, in the hope we can have these matters finally settled without delay or the need for further action.

Yours sincerely

T.A & S.M. Cockerham

18 March 2015