

Judge Harland  
Environment Court  
Ministry of Justice  
Auckland

Tipapa  
40 Motunau Beach Road  
Greta Valley  
North Canterbury  
23 March 2012

Your Honour ,

**Hurunui Wind - Meridian Energy ENV-2011-CHC-090**

I write in response to the Memorandum dated 22 March 2012 by Bell Gully on behalf of Meridian Energy Ltd. This Memorandum questions the legitimacy of my submitted list of witnesses that I have set down to summons to the Court.

I take deep exception to the substance and tone of Meridian's Memorandum, specifically their paragraph 6. For the third time in three separate Memorandum to the Court they are attempting to suppress my opposition to their application by way of seeking the Court's assistance. In an earlier Minute by Judge Borthwick, she commented on the importance of witnesses summoned that they have relevance to the case before the Court. Each witness I have set down under witness summons is in my opinion, when questioned, will be seen to be extremely relevant to the hearing and the outcome of the case. I do not at this stage intend to withdraw any person expert or summons set out on my list of witnesses.

Whilst writing to you I ask that the Court take into consideration my personal circumstances when setting down a date for hearing. I ask that the hearing does not commence before 1 September 2012 for the following reasons.

1. In late June I am visiting my family in England, and attending a wedding of the daughter of a very important friend on 30<sup>th</sup> June. I am returning to New Zealand in early July.
2. For the entire month of August my other son, daughter-in-law, and their two young children who live in America are visiting. This is their first visit for four years, and coincides with their eldest daughters summer holiday.

I have made it quite clear by my list of witnesses, and notes attached, that I expect to be in Court every day of this hearing. Should the case be set down for August, this would severely compromise my ability to put my case before the Court and cross examine witnesses, unless I cancelled my families visit which could not be rescheduled for 12 months. I believe that should I have to do so, it would be unfair on me, and my family all of whom are greatly looking forward to spending a month in New Zealand.

I look forward to your reply

Yours faithfully

John Carr on behalf of Tipapa Limited

John Carr