

Re : **Large Scale Solar Energy Submission**

I am a member of the Brewongle Action Group.

Our Group was formed to oppose Photon's proposal for a 400,000 solar panel plant on prime agricultural land at Brewongle.

As the weeks have gone by, it has become clearer and clearer that;

- 1) I do not know which Photon legal entity we are dealing with.
- 2) I do not know the asset strength of the legal entity we are dealing with.
- 3) I have serious doubts as to the asset strength of whichever legal entity we are dealing with.
- 4) Photon NV's asset strength, whatever it is, is based in the Netherlands, and so appears to have no relevance to satisfying any financial liabilities incurred in NSW. See, *Sustainable Energy Generator Group V. Photon Energy NV & ors*- Court of Chancery of the State of Delaware 14.1 and 10.5 2014.
- 5) I believe Photon has engaged in misleading and deceptive conduct as outlined at our Information Night, held on 27 Nov 2017, and more, that conduct has, I believe, been to our detriment.
- 6) I am aware of the commencement of the 'address our concerns' meetings with Photon. I am aware of the preliminary concerns we raised, and Photon's agreement to answer the same.
- 7) I am aware of Photon's response, and say the response is inconsistent with Photon's agreement, and does not address our concerns.
- 8) I am aware of the contents of Peta O'Hara's email to the Department, dated 29 Nov 2017, and agree with its contents.
- 9) I lack faith in Photon's integrity, and I do not want to deal with it.
- 10) I support the proposals outlined in Peta O'Hara's email dated 29 Nov 2017.
- 11) I am aware that Peta's email is consistent with the resolve on our Information Night, and am aware of her intention to forward to you the relevant parts thereof.
- 12) The emotional and financial burden imposed on us residents and our community, to date, is overwhelming.

- 13) I totally support the introduction of the protocols outlined by Mr Peter Hennessy SC, on the night of the 27th November for the reasons set out by him. See pages 1-5 of attachment d)
- 14) At our Information night, Mr Paul Toole MP, publicly announced his intention to pursue protocols etc for the preservation of our better rural land. I agree with, and support him in that pursuit.
- 15) I am aware Peta O'Hara has forwarded to the Department, documents including;
- a) Our email to Planning Authority 29.11.17
 - b) Our email to Photon with attachments;
 - c) Photon's reply;
 - d) The summary of parts 3-6 of video presented 27.11.17 (13 pages)

Mark Pano

5th December 2017