

EXHIBIT 38

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Monticello PPA

From: **tony hall** (tonyhall2004@hotmail.com)
Sent: 05 November 2013 14:34:50
To: paul.clements@pacificcorp.com (paul.clements@pacificcorp.com)

Morning Paul,

Contrary to our conversation, I now believe an appeal has been filed. I am advised this is normal in this situation.

However I wish to proceed on the basis of our conversations and move forward with the PPA to a point where the pricing as proposed in the original offer is the final issue to be agreed and confirmed by the due process.

With Regards,

Tony