

NOTICE OF DETERMINATION OF MARKET ADMINISTRATOR

Dated:	11 May 2009
Breach notice identifying number:	2009-35 (S-GEND-03001 to 9, M-GEND-03001 and M-GENG-030001 to 34)
Date of receipt:	1 April 2009
Name of reporting entity:	Registry Operator
Name of participant that is alleged to have breached the Rules:	Genesis Energy (GEND and GENG)
Name/s of other parties to breach notice:	
Rule/s allegedly breached:	Gas (Switching Arrangements) Rules 2008 Rule 54 Retailer for READY ICP Rule 69 Response to a gas switching notice
Determination made by market administrator under regulation 18:	<p>In the market administrator's opinion the alleged breaches do not raise a material issue.</p> <p>The market administrator placed particular weight on the following criteria in making its determination:</p> <ul style="list-style-type: none"> • regulation 19(1)(a) - the alleged breaches were not severe • regulation 19(1)(b) - the alleged breaches have had no material impact on the market • regulation 19(1)(c) - the alleged breaches were inadvertent • regulation 19(1)(d) - the participant has stated it has altered its processes to prevent recurrence • regulation 19(1)(o) – the alleged breaches appear primarily to be initial teething problems since go-live.