

Your ref:  
Our ref: CRS/PRE052/1856/LAP  
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Department of  
**Justice and Attorney-General**

1 March 2012

Ms Kyla Hayden  
Director, Legal and Research Services  
Qld Floods Commission of Inquiry  
Level 30, 400 George Street  
BRISBANE QLD 4000

Dear Ms Hayden

**Queensland Floods Commission of Inquiry  
Spreadsheet 'SDWD-201101190700-RAComments'**

I refer to your letter dated 28 February 2012 regarding the above spreadsheet.

This response is provided on behalf of Mr Ruffini and Mr Allen but not on behalf of the State of Queensland.

As neither Mr Ruffini or Mr Allen have any knowledge or information about the spreadsheet, or the comments contained in the spreadsheet, Mr Ruffini and Mr Allen are not in a position to make any submissions in this regard.

Further, and with respect, Mr Ruffini and Mr Allen submit that it would not be appropriate for the Commission to make findings, which may be adverse with respect to particular parties and/or persons, based on a document which was not properly tested in evidence before the Commission. This is particularly so if it is intended that inferences are to be drawn from the document which are said to add weight to any argument made by counsel

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assisting regarding the conduct of the parties and, in particular, the flood engineers. In that regard, Mr Ruffini and Mr Allen rely on their submissions dated 16 February 2012.

Yours faithfully



Paul Lack  
Assistant Crown Solicitor  
for **Crown Solicitor**