



Level 17, 2 Lonsdale Street
Melbourne Vic 3000
GPO Box 3131
Canberra ACT 2601
tel: (03) 9290 1800
www.accc.gov.au

Your ref: MA1000024
Contact officer: Tess Macrae / Kathryn Wood
Contact phone: 03 9290 1835 / 02 9230 3846

10 October 2023

Fiona Crosbie
Chair
Allens

Dear Ms Crosbie

Re: Brookfield and MidOcean proposed acquisition of Origin Energy Limited

I refer to the application for merger authorisation under section 88 of the *Competition and Consumer Act 2010 (Act)* lodged on 5 June 2023 by Eos Aggregator (Bermuda) LP and MidOcean Reef Bidco Pty Ltd (the **Applicants**), for the proposed acquisition of Origin Energy Limited (**Application**).

On Friday 6 October 2023 at 11.32am AEDT, the ACCC received from Allens an email entitled *Brookfield / Origin - submissions* that attached a statement from Michael Ryan and the Applicants' response to the file note from the ACCC's 28 August 2023 meeting with Matt Harris of Frontier Economics (**Submission**).

As the Submission was received so late in the review timeframe and noting that it was not provided to the ACCC within the period specified in a notice under section 90(6)(b) of the Act, the ACCC has not had regard to it in making its determination in respect of the Application.

Yours sincerely

Daniel McCracken-Hewson
General Manager
Merger Investigations Branch