

Michael J. Lampignano
P.O. Box 402609
Hesperia, CA. 92340
(760) 949-1657
Fax: (760) 949-0827

DOCKET 11-CAI-03
DATE <u>NOV 29 2011</u>
REC'D <u>DEC 19 2011</u>

November 29, 2011

Re: DyoCore, Inc.
Docket # 11-CAI-03

Energy Commissioners
1516 9th St. MS-4,
Sacramento, California 95814-5512

Dear Commissioners

I have installed at my home in Hesperia, California, six DycoCore wind generators and I have submitted all the proper forms required by the Energy Commission Staff and received an R2. I paid in full for this equipment and it's installation out of my personal retirement funds, which I was assured by your Staff, would be returned in the form of a rebate.

I understand that there were issues with Dyocore wind generators and the Commission terminated rebates until these issues were addressed by a Pre-Commission hearing. I received a letter from your staff with the recommendations and that these recommendations were ratified on November 3th by the full Commission. This letter stated that end users with R2's would receive priority statist. In this letter it stated that no checks would be issued until a release of liability was given to the Commission by all individuals. I contacted your Staff and have been in constant contact with your Public Advisor, Jenifer Jennings who informed me that your Staff was drafting a release and I would be receiving it within days. I have been waiting for almost one month and no release has come. Thank God for Ms Jennings, she has been a conduit to sanity throughout this entire process. If the rest of your staff performed their duties in the profession manner that she has, there would not be a need for this letter.

First of all, let me state, I don't understand the need for a release. Checks have been issued to R2 recipients in the past with no release requirement. Once the Commission issues a check and it is cashed by the end user, there is no more liability. It seems to me

that all the Commission Staff would have to do is place a notation on the back of the check stating that by signing and cashing this check releases the Energy Commission from any further liability.

However, because of your staff's inefficiency, I question the Commission's liability to end users who have invested monies that were needed to sustain their life with a promise from your Staff that it would be returned in a timely manner. It baffles my imagination how it could take so long to draft a simple release form! This delay on the part of your Staff has taken a tremendous toll on my finances and if this delay continues, my credit rating and credibility could be at risk. I am sure there are many other end users at risk as well.

Please give this matter your full attention and move forward with a quick resolution. I do not wish to cause your Commission nor your Staff problems, however I have been pushed to the breaking point. If this matter is not resolved within the next 5 to 7 working days, I will have no alternative but to contact my State Elected Officials, the Media and my Attorney.

Sincerely:

Michael J. Lampignano
Michael J. Lampignano