
From: Susie Wiles <susie@ballardfl.com>
Sent: Saturday, September 15, 2018 12:50 PM
To: Dykes, Melissa H. - President/COO; Zahn, Aaron F. - Interim Managing Director/CEO
Cc: Allen.Maines@hklaw.com; Jacquelyn.Watts@hklaw.com; ahoward@milamhoward.com; larry.hamilton@hklaw.com; Wannemacher, Ryan F. - Interim Chief Financial Officer; mmunz@daltonagency.com; Brooks, Jody L. - VP & Chief Legal Officer; TSafi@coj.net; jgabriel@coj.net; Joshua.Roberts@hklaw.com; Buddy.Schulz@hklaw.com; Jonathan.Spital@hklaw.com; Charleroy, Melissa M. - Executive Assistant; Hightower, Mike R. - Chief Public & Stakeholder Affairs Officer
Subject: Re: PRIVILEGED AND CONFIDENTIAL
Attachments: Melissa redraft v.sw.docx

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This is a bit longer. Dalton, is there a word limit?

What's our deadline to settle on a final version?

susie

Susan Summerall Wiles

Partner, Ballard Partners

601 13th Street, NW

Washington, DC 20005

(202)800-5620

On 9/15/18, 11:49 AM, "Dykes, Melissa H. - President/COO" <dykemh@jea.com> wrote:

Jody owns the doc but Susie is going to re-work what I sent this morning.

> On Sep 15, 2018, at 11:41 AM, Zahn, Aaron F. - Interim Managing Director/CEO <zahnaf@jea.com> wrote:

>

> Who is owning the current drafting of document? Jody? All very good thoughts and strengthen the argument significantly.

>

> Aaron F. Zahn

> JEA

> Interim MD & CEO

> (904) 316-0815

>

>> On Sep 15, 2018, at 11:27 AM, Dykes, Melissa H. - President/COO <dykemh@jea.com> wrote:

>>

>> Good suggestions, Susie.

>>

>>> On Sep 15, 2018, at 10:39 AM, Susie Wiles <susie@ballardfl.com> wrote:

>>>

>>> [External Email - Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email.]

>>>

>>> As do I. Thoughts for the group's consideration;

>>>

>>> Should we be explicit about how we can save the \$2.5B? Thant is, mention that an alternative plan is readily available and waiting should the MEAG board have the courage to turn down this ratepayer/taxpayer funded boondoggle.

>>>

>>> The heartstrings part is very real but my guess there is a far greater number of customers in MEAG (and JEA) who are middle income rate payers - double household earners with children and a mortgage who work hard every day to make ends meet, etc. A nod to them would seem to bring in even more customers into the thinking.

>>>

>>> If this seems like a good approach, I'll add these thoughts in.

>>>

>>> I think Melissa is absolutely on the right track with this...

>>> susie

>>>

>>>

>>> Susan Summerall Wiles

>>> Partner, Ballard Partners

>>> 601 13th Street, NW

>>> Washington, DC 20005

>>> (202)800-5620

>>>

>>>

>>>

>>> On 9/15/18, 10:26 AM, "Allen.Maines@hklaw.com" <Allen.Maines@hklaw.com> wrote:

>>>

>>> I really like this.

>>>

>>>

>>>

>>> J. Allen Maines | Holland & Knight

>>> Executive Partner

>>> Holland & Knight LLP

>>> 1180 West Peachtree Street, Suite 1800 | Atlanta GA 30309<x-apple-data-detectors://1/1>

>>> Phone 404.817.8525<tel:404.817.8525> | Cell 404.563.6611<tel:404.563.6611> | Fax
404.541.4417<tel:404.541.4417>

>>> allen.maines@hklaw.com<mailto:allen.maines@hklaw.com> |
https://urldefense.proofpoint.com/v2/url?u=https-3A__linkprotect.cudasvc.com_url-3Fa-3Dhttps-253a-252f-252furldefense.proofpoint.com-252fv2-252furl-253fu-253dhttps-2D3A-5F-5Flinkprotect.cudasvc.com-5Furl-2D3Fa-2D3Dhttps-2D253a-2D252f-2D252fwww.hklaw.com-2D26c-2D3DE-2D2C1-2D2C000X6eZyW30GQhF93IR3t2PwFstjyBsnFEzDOB1nwaA1DARDZquruyYc-2D5FEqNLVglB7gm1KB9ZaUdkvOR2yeu8nmVcQwJOXEaNCjgls-2D2DYg9bu6zmPTgcdWcg0-2D2C-2D26typo-2D3D1-2526d-253dDwlGaQ-2526c-253dc0bxDqEgwAsdU6tOGkHalQ-2526r-253dK39oLvmGTTPAQ-2DrQj6TyTQ-2526m-253djFXVmaARQYnJ7G30KytBhoYlQajGF3kKyhYC0us-2D-5FMA-2526s-253dV1PXoTd12xdUxW6OgVPuVZvvaBCLvt5GlpKyG9mbMCQ-2526e-253d-26c-3DE-2C1-2CFkMksxJ8QLZ1HfSicaFD8140oIQPkwNaD7I7i49-2D9rJgof0yt13W4BHqSjxvMoxod65XDFzOiM7hBXud-5FgkLKDPpZMvDfLlDPXld0MA-2C-2C-26typo-3D1&d=DwlGaQ&c=c0bxDqEgwAsdU6tOGkHalQ&r=K39oLvmGTTPAQ-rQj6TyTQ&m=Ljb8163QrXvU2LCWbWS8ypZY6I2wD-IW7UAbHmQimzU&s=HiiMy5ITCHr-EC_IPBFER1JSG7s83YhiQWysmesAkes&e=<https://urldefense.proofpoint.com/v2/url?u=https-3A__linkprotect.cudasvc.com_url-3Fa-3Dhttps-253a-252f-252furldefense.proofpoint.com-252fv2-252furl-253fu-253dhttps-2D3A-5F-5Flinkprotect.cudasvc.com-5Furl-2D3Fa-2D3Dhttp-2D253a-2D252f-2D252fwww.hklaw.com-2D252f-2D26c-2D3DE-2D2C1-2D2CPONAGotB0FXbC7izZNQT96R-2D5FS45sD5EMoyqBjmsFcY2itrIcCYeiApipEN-2D5FcUfWf7eLN7jMvdjDPH-2D2D8TkTyR5Mm-2D2DEBv-2D2D7e5D3mcmRgamHPe12IRiVxP9KesyGw-2D2C-2D2C-2D26typo-2D3D1-2526d-253dDwlGaQ-2526c-253dc0bxDqEgwAsdU6tOGkHalQ-2526r-253dK39oLvmGTTPAQ-2DrQj6TyTQ-2526m-253djFXVmaARQYnJ7G30KytBhoYlQajGF3kKyhYC0us-2D-5FMA-2526s-253dpWT-2Dq8L1gvDRgcZeuz-5FZDDIWULVizDTnvWdTUHNAN-5Fo-2526e-253d-26c-3DE-2C1-2CRPeqyXZOumpQqbP-2DMndVYMqn0KVKEmpfATwOkNJcwYUNvW687iq7TdXS6yCuA6Ajlrx9ynZl-5FKF2wZmDZIOH84Fbi6iG-2D9eMR5ey5chibdgLiYui9RIydTuFA-2C-2C-26typo-3D1&d=DwlGaQ&c=c0bxDqEgwAsdU6tOGkHalQ&r=K39oLvmGTTPAQ-rQj6TyTQ&m=Ljb8163QrXvU2LCWbWS8ypZY6I2wD-IW7UAbHmQimzU&s=E-f2o_QfMa3lmlIqku8P-_rMlwQSDTaXOp4YThZ9Ng&e=>

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>>> Add to address book<https://urldefense.proofpoint.com/v2/url?u=https-3A__linkprotect.cudasvc.com_url-3Fa-3Dhttps-253a-252f-252furldefense.proofpoint.com-252fv2-252furl-253fu-253dhttps-2D3A-5F-5Flinkprotect.cudasvc.com-5Furl-2D3Fa-2D3Dhttp-2D253a-2D252f-2D252fwww.hklaw.com-2D252fvc card.aspx-2D253fuser-2D253djamaines-2D26c-2D3DE-2D2C1-2D2CvsE5UtEJEAbL-2D2DJenQDI5SqPMqSqNalkroP7NHLOYwQGuCB-2D5FBonn5rQofK1ltdhNNxnT-2D5FSezLsadhRvPAnxjHTDHuhKIwiSkGQ-2D5FonRSQ-2D26typo-2D3D1-2526d-253dDwlGaQ-2526c-253dc0bxDqEgwAsdU6tOGkHalQ-2526r-253dK39oLvmGTTPAQ-2DrQj6TyTQ-2526m-253djFXVmaARQYnJ7G30KytBhoYlQajGF3kKyhYC0us-2D-5FMA-2526s-253dOByOmmgdmh-5FrVTXVU5MBjUDaAvfvOUvXXc8LqSypGXE-2526e-253d-26c-3DE-2C1-2C10-2Dogl3NZW1cTiYjGaiGk2y7ijesXE0t10Z0CRX2CJv23Bo27J-2Dni-5Fob1UovLdqyE3-2DwGi1SAKzE8kfG8WeHta2uqu9m7qlxuxUbCHrKK1S-26typo-3D1&d=DwlGaQ&c=c0bxDqEgwAsdU6tOGkHalQ&r=K39oLvmGTTPAQ-rQj6TyTQ&m=Ljb8163QrXvU2LCWbWS8ypZY6I2wD-IW7UAbHmQimzU&s=vgGxL4_qgG4dKnraK_3M-1xTZqixEJox701LUavPR1s&e=> | View professional biography<https://urldefense.proofpoint.com/v2/url?u=https-3A__linkprotect.cudasvc.com_url-3Fa-3Dhttps-253a-252f-252furldefense.proofpoint.com-252fv2-252furl-253fu-253dhttps-2D3A-5F-5Flinkprotect.cudasvc.com-5Furl-2D3Fa-2D3Dhttp-2D253a-2D252f-2D252fwww.hklaw.com-2D252fid77-2D252fbiosjamaines-2D26c-2D3DE-2D2C1-2D2CfjOF3ome1M-2D2DjKcdd4Kiiilwp6ztQj3VkmD65deVNF6aP12j-2D2DPSG8E7Fc03sLms6IYgLHjjNEtguDal1T18RdHofY6pVuXVLijOqIKNySYATAVA-2D2C-2D2C-2D26typo-2D3D1-2526d-253dDwlGaQ-2526c-253dc0bxDqEgwAsdU6tOGkHalQ-2526r-253dK39oLvmGTTPAQ-2DrQj6TyTQ-2526m-253djFXVmaARQYnJ7G30KytBhoYlQajGF3kKyhYC0us-2D-5FMA-2526s-253dkb22U-2DDfzUscszkUT2ZwERciMalZovz1GSUL4qUQM4-2526e-253d-26c-3DE-2C1-2Cb9p9mD0K6v3zdQg1udJfSCnxIXotalLAOrdGs9V-2DsIEIHzU5f-2DXpi4b7wiYuZOHhYEOBWuyDgeK0YVC-2DqVOSy-2DCJKjPa8SRqoL-2DNKIA5O7hM2fTXo5l4OWbfZ9-26typo-

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rQj6TyTQ&m=Ljb8I63QrXvU2LCWbWS8ypZY6I2wD-
IW7UAbHmQimzU&s=mevaqNHkr80py9j_wjZ3ybdVNbJOLO_XFSoUu_Ru6jc&e=>

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>>> On Sep 15, 2018, at 10:14 AM, Dykes, Melissa H. - President/COO
<dykemh@jea.com<mailto:dykemh@jea.com>> wrote:

>>>

>>> This would be a pretty big pivot in the letter, but throwing out a trial balloon for consideration. This could be added after the first paragraph in the letter, and keep the balance of the letter, so we get something that is more heart-strings-y to open and stronger and more confrontational to close. Thoughts?

>>>

>>>

>>>

>>> As public power entities, JEA and MEAG Power are uniquely positioned among the Vogtle co-owners to make decisions that are purely in the best interest of our customers and the communities we serve. We are not inherently conflicted by delivering investor returns to our shareholders, and instead can focus solely on delivering reliable, affordable essential services, particularly to those least able to afford them.

>>>

>>>

>>> We appreciate the magnitude and difficulty of the decision before the MEAG Power Board later this week, especially in light of how much time and money has already been poured into the Plant Vogtle project. But we in Jacksonville also have 50,000 families that live at or below the poverty line to protect, making affordability an essential priority for us and our community. We and MEAG Power have a responsibility to make decisions in the financial best interest of the communities we serve, even when those decisions are hard. And this decision is crystal clear: if MEAG Power's Board votes not to proceed with this project, communities across Georgia, Alabama, and Florida will save at least \$2.5 billion: money that makes a meaningful difference in the lives of the people we serve.

>>>

>>>

>>> The choices made this week will endure long past our own lifetimes. These are choices that our children and our grandchildren will have to have to live with. So choose affordability. Choose to vote no.

>>>

>>>

>>> On Sep 14, 2018, at 5:15 PM, "Jacquelyn.Watts@hklaw.com<mailto:Jacquelyn.Watts@hklaw.com>"
<Jacquelyn.Watts@hklaw.com<mailto:Jacquelyn.Watts@hklaw.com>> wrote:

>>>

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>>> [External Email - Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email.]

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>>>

>>> Please find attached my edits.

>>>

>>> Thanks,

>>>

>>> Jacquie

>>>

>>> Jacquelyn Thomas Watts | Holland & Knight

>>> Associate

>>> Holland & Knight LLP

>>> 1180 West Peachtree Street, Suite 1800 | Atlanta, GA 30309

>>> Phone 404.817.8405 | Fax 404.881.0470

>>> jacquelyn.watts@hklaw.com<mailto:jacquelyn.watts@hklaw.com> |
[6](https://urldefense.proofpoint.com/v2/url?u=https-3A__linkprotect.cudasvc.com_url-3Fa-3Dhttps-253a-252f-252furldefense.proofpoint.com-252fv2-252furl-253fu-253dhttps-2D3A-5F-5Flinkprotect.cudasvc.com-5Furl-2D3Fa-2D3Dhttps-2D253a-2D252f-2D252fwww.hklaw.com-2D26c-2D3DE-2D2C1-2D2CWXum2Z2iNLK17zK5ui94A6aYaL8994JhYNY-2D5FRDWhLzMNf3-2D5Foxfhf6mRP8iuyCQ4uS-2D5FjVS1l5YdRRLIYWnlklqPPnAtPrdy8jtGysg9k-2D2DQfPHcuySJafjZwEuVw-2D2C-2D2C-2D26typo-2D3D1-2526d-253dDwlGaQ-2526c-253dc0bxDqEgwAsdU6tOGkHalQ-2526r-253dK39oLvmGTTPAQ-2DrQj6TyTQ-2526m-253djFXVmaARQYnJ7G30KytBhoYlQajGF3kKyhYC0us-2D-5FMA-2526s-253dCZ8NbULyIW7bHBgHR4pfsLKVDu-5FV3LHBjvFQ8JAdDQ-2526e-253d-26c-3DE-2C1-2CZfAHwwXYWAKQk-2D3mcQzVHItJGexB-5FSZs0CZawzlbYm9pvoyNatXu-2DOr2nZr3p8lem01K0DXvlGqG4di5Ym-2DKYXmpcD62wU2QyxKMPbLbMMdfGzID9I-2C-26typo-3D1&d=DwlGaQ&c=c0bxDqEgwAsdU6tOGkHalQ&r=K39oLvmGTTPAQ-rQj6TyTQ&m=Ljb8I63QrXvU2LCWbWS8ypZY6I2wD-IW7UAbHmQimzU&s=NCiwA3A06dVbzhkuPvzXqZ16l1x6NoBgZRjM6JJt8s&e=<https://linkprotect.cudasvc.com/url?a=htps%3a%2f%2furldefense.proofpoint.com%2fv2%2furl%3fu%3dhttps-3A__linkprotect.cudasvc.com_url-3Fa-3Dhttps-</p></div><div data-bbox=)

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>>>

>>> From: Zahn, Aaron F. - Interim Managing Director/CEO [mailto:zahnaf@jea.com]

>>> Sent: Friday, September 14, 2018 4:20 PM

>>> To: Alan Howard <ahoward@milamhoward.com<mailto:ahoward@milamhoward.com>>; Susie Wiles <susie@ballardfl.com<mailto:susie@ballardfl.com>>; Hamilton, Lawrence J (JAX - X25454) <larry.hamilton@hklaw.com<mailto:larry.hamilton@hklaw.com>>; Watts, Jacquelyn T (ATL - X48405) <Jacquelyn.Watts@hklaw.com<mailto:Jacquelyn.Watts@hklaw.com>>; Wannemacher, Ryan F. - Interim Chief Financial Officer <wannrf@jea.com<mailto:wannrf@jea.com>>; Maines, Allen (ATL - X48525) <Allen.Maines@hklaw.com<mailto:Allen.Maines@hklaw.com>>; mmunz@daltonagency.com<mailto:mmunz@daltonagency.com>; Brooks, Jody L. - VP & Chief Legal Officer <broojl@jea.com<mailto:broojl@jea.com>>; TSafi@coj.net<mailto:TSafi@coj.net>; jgabriel@coj.net<mailto:jgabriel@coj.net>

>>> Cc: Roberts, Josh H (JAX - X25456) <Joshua.Roberts@hklaw.com<mailto:Joshua.Roberts@hklaw.com>>; Schulz, Buddy (JAX - X25462) <Buddy.Schulz@hklaw.com<mailto:Buddy.Schulz@hklaw.com>>; Dykes, Melissa H. - President/COO <dykemh@jea.com<mailto:dykemh@jea.com>>; Spital, Jonathan (ATL - X48427) <Jonathan.Spital@hklaw.com<mailto:Jonathan.Spital@hklaw.com>>; Charleroy, Melissa M. - Executive Assistant <charmm@jea.com<mailto:charmm@jea.com>>; Hightower, Mike R. - Chief Public & Stakeholder Affairs Officer <highmr@jea.com<mailto:highmr@jea.com>>

>>> Subject: PRIVILEGED AND CONFIDENTIAL

>>>

>>> All –

>>> See attached revised letter with Jody, Alan and my edits.

>>> Please provide recommended edits to Jody, Alan and me.

>>> Regards –

>>> Aaron

>>>

>>> Aaron Zahn

>>> Managing Director & Interim Chief Executive Officer

>>> Direct: (904) 665-4396

>>> Mobile: (904) 316-0815

>>> Fax: (904) 665-4238 -

>>> Email: zahnaf@jea.com<<mailto:zahnaf@jea.com>>

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>>> Florida has a very broad Public Records Law. Virtually all written communications to or from State and Local Officials and employees are public records available to the public and media upon request. Any email sent to or from JEA's system may be considered a public record and subject to disclosure under Florida's Public Records Laws. Any information deemed confidential and exempt from Florida's Public Records Laws should be clearly marked. Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact JEA by phone or in writing.

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>>> _____

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>>> NOTE: This e-mail is from a law firm, Holland & Knight LLP ("H&K"), and is intended solely for the use of the individual(s) to whom it is addressed. If you believe you received this e-mail in error, please notify the sender immediately, delete the e-mail from your computer and do not copy or disclose it to anyone else. If you are not an existing client of H&K, do not construe anything in this e-mail to make you a client unless it contains a specific statement to that effect and do not disclose anything to H&K in reply that you expect it to hold in confidence. If you properly received this e-mail as a client, co-counsel or retained expert of H&K, you should maintain its contents in confidence in order to preserve the attorney-client or work product privilege that may be available to protect confidentiality.

>>> <2018-9-13 Letter to MEAG Board Chair - JTW edits.docx>

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>>> Florida has a very broad Public Records Law. Virtually all written communications to or from State and Local Officials and employees are public records available to the public and media upon request. Any email sent to or from JEA's system may be considered a public record and subject to disclosure under Florida's Public Records Laws. Any information deemed confidential and exempt from Florida's Public Records Laws should be clearly marked. Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact JEA by phone or in writing.

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>>>

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As public power entities, JEA and MEAG Power are uniquely positioned among participants in the the Vogtle project NOTE: I only suggest this change because it is my understanding JEA is not an owner...If that is incorrect, let this stand as Melissa wrote it.co-owners to make decisions that are purely in the best interest of our customers and the communities we serve. We are not inherently conflicted by delivering investor returns to our shareholders; and instead can focus solely on delivering reliable, affordable essential services to our ratepayers who have come to depend on us – especially those among us who can least afford them. We are valued members of the communities we serve – we participate as volunteers, we work and play and raise our families alongside our customers., particularly to those least able to afford them.

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We appreciate the magnitude and difficulty of the decision before the MEAG Power Board later this week, especially in light of how much time and money has already been poured into the Plant Vogtle project. But ~~we~~ in Jacksonville ~~also we~~ have 50,000 families that live at or below the poverty line to protect, making affordability an essential priority for us and our community. ~~JEAW~~e and MEAG Power have a responsibility to make decisions in the financial best interest of the communities we serve, even when those decisions are hard. And this decision is crystal clear: if MEAG Power's Board votes not to proceed with this project, communities across Georgia, Alabama, and Florida will save at least \$2.5 billion: money that makes a meaningful difference in the lives of the people we serve.

Alternative power that will achieve this savings of \$2.5 billion is available today for JEA and MEAG. It can mean no more runaway costs and unmeasurable time delays and, most importantly, it can mean predictability, and affordability and it honors the covenant between community utilities and the people they serve.

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The choices made this week will endure long past our own lifetimes. These are choices that impact our children and our grandchildren, ~~will have to have to live with.~~ So So, choose affordability. Choose to vote no.