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August 3, 2011

Mr. Robert P. Oglesby
Executive Director
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814-5512

Mr. Michael J. Levy
Office of Chief Counsel
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814

RE: **Complaint against DyoCore, Inc.**

Dear Mr. Oglesby and Mr. Levy:

I am the attorney for Ralph Bettencourt in connection with this matter. I have reviewed the Complaint filed against DyoCore, Inc. on July 26, 2011.

Although my client disputes the allegations in the Complaint, the primary purpose of this letter is to inform you that Mr. Bettencourt was not, and has never been, a shareholder, director or officer of DyoCore, Inc. Mr. Bettencourt's only connection with DyoCore commenced in approximately March of this year (approximately a year after the CEC approved DyoCore's product under the ERP), when he invested his personal funds as one of the several investors in DyoCore. Due to the CEC's recent actions, it is doubtful that Mr. Bettencourt, or the other investors, will now ever recover their investments. It is Mr. Bettencourt's understanding that the chief executive officer of DyoCore prior to and since its incorporation in 2010 has been David Raine.

In reference to the April 11, 2011 letter from DyoCore to the CEC, Mr. Bettencourt's designation as CEO in that letter was merely titular and honorary in nature. Although there had been some informal discussions after March of this year regarding Mr. Bettencourt becoming an officer of DyoCore, Mr. Bettencourt was never elected or formally named as DyoCore's CEO (or any other officer), nor was he ever compensated by DyoCore as CEO (or for any other reason).

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OFFICE OF CHIEF COUNSEL

In light of the above, I am requesting that you remove Mr. Bettencourt's name as a Respondent in the Complaint against DyoCore. As an investor, he has no legal responsibility for any of the CEC's allegations. Some simple discovery will verify the above information concerning Mr. Bettencourt's lack of involvement as a shareholder, director or officer of DyoCore. It would be a great injustice to require Mr. Bettencourt to expend considerable sums of money defending himself against baseless allegations against him. I have personally known Mr. Bettencourt for over 30 years - he is not the person you want to prosecute in this matter.

Please contact me if you have any questions or if you wish to discuss this matter further.

Sincerely,

LAW OFFICES OF ANDREW J. CESARE

Andrew J. Cesare

AJC:tbm
cc: Mr. Ralph Bettencourt