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3 October, 2001

VIA FAX AND USPS
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Our File: 01-115

Mr. Jeffrey Meltzer
Universal Hardwood
10889 Venice Boulevard
West Los Angeles, CA 90034

IN RE: Schenk, Kiwi, vs. BFC Design Division, Inc.

Dear Mr. Meltzer,

It was a pleasure speaking with you yesterday. I appreciate you being available for testimony on October 17, 2001 in the afternoon. We will be apprising you further as the actual date and time arrives.

I have enclosed a copy of the soils report which was prepared by Grover Hollingsworth and Associates, Inc. in relation to the subject property. Their inspection was done in June of 1999, prior to the installation of the flooring

I would like to have you review his report and confirm for me that it supports your contention that the lack of appropriate drainage, ventilation and overall condition of the sub-floor makes the question of negligent installation of the hardwood floor and the drainage resulting there from, as unlikely. The facts are that our client, BFC Design was not apprised of the condition of the lack of appropriate foundational ventilation, and that after the installation, within 24 hours, the building itself was power washed, thus causing a large amount of water to flow over, under, and around and through the underground, improperly ventilated and drained ground.

Please review this material and I will be in contact with you. Of course please track your hours as these will be reimbursed.

Sincerely Yours,
Pisarra and Grist

David T. Pisarra, Esq.

DTP/lis
CC. B. Simon