



NEW MARK

April 2, 2002

Mr. R. Radhakrishnan
New York City Department of Environmental Protection
Bureau of Air Noise & Hazardous Materials
59-17 Junction Boulevard
Corona, New York 11373-5108

Re: Block#15 Lot#7501

Dear Mr. Radhakrishnan;

In response to your request enclosed are copies of the environmental hazard assessments including bulk sample results, air monitoring results and a summary of the clean-up activities.

Enclosed are as follows:

1. Environmental Management Solutions of NY, Inc. (air and bulk sample results)
2. Goldstein Associates PLLC-statement, Structural Review
3. The AJ Group, Inc.-Invoice#01-102A-01(with cost breakdown)
4. WTC overtime information

As the new Property Manager, I would like to resolve this any way I can. I will review my files and if I find any additional cost, I will forward them to your office.

If you should have any questions or you may need any further information, please call me at 212-431-5751.

Sincerely,

Newmark & Co. Real Estate, Inc.
A/A/A Battery Commercial Assoc., LLC

By: Ken Bonal
Ken Bonal
Property Manager

NEWMARK & COMPANY REAL ESTATE, INC.
ESTABLISHED 1929

594 BROADWAY, NEW YORK, NY 10012 TEL: (212) 431-9353 FAX: (212) 219-2136

ENTERED

ALTHOUGH ALL INFORMATION FURNISHED REGARDING PROPERTY FOR SALE, RENTAL, OR FINANCING IS FROM SOURCES DEEMED RELIABLE, SUCH INFORMATION HAS NOT BEEN VERIFIED, AND NO EXPRESS REPRESENTATION IS MADE NOR IS ANY TO BE IMPLIED AS TO THE ACCURACY THEREOF, AND IS SUBMITTED SUBJECT TO ERRORS, OMISSIONS, CHANGE OF PRICE, RENTAL OR OTHER CONDITIONS, PRIOR SALE, LEASE OR FINANCING, OR WITHDRAWAL WITHOUT NOTICE.

MAR-27-02 12:58 PM

P.02

FAX

**NEW YORK CITY DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF AIR NOISE & HAZARDOUS MATERIALS
DIVISION OF EMERGENCY RESPONSE & TECHNICAL ASSESSMENT**

Fax Number (718) 595-4690

Date 3/27/02

Name Dennis Egan

Fax # (212) 425-2369

Tel # (212) 425-5360

Re: 17 Battery Place, A.K.A. 2-26 Washington St
1-17 West St., 1 Western Union Plaza Block #15

From Robert M. Chiodo

Tel # (718) 595-4679

St # 7501

Sent By: Bob Chiodo

Number of pages (including cover sheet): (2)

MAR-27-2002 13:00 718 595 4690 P.01/02

NYCDEP DERTM

12:54 3/27/02

P.02

MAR-27-02 12:58 PM

P. 03

TOTAL P. 02

Downtown Acquisition February _____, 2002

Joseph M. Moirian

S.L. Green Management

Building Owner Name:

Address: 17 Battery Place, 2-26 Washington St.
1-17 West St., 1 Western Union Plaza

Block #15 Lot #7501

Subject:

Block #15 Lot #7501

2-26 Washington St and above A.K.A.'s

Dear Sir/ Madam:

In September 2001, the New York City Department and Environmental Protection (NYC DEP) and the Department of Health (NYC DOH) advised building owners regarding building maintenance and re-occupancy issues following the collapse of the World Trade Center. The steps included the professional assessment of building contamination for possible hazardous components, including asbestos, and a retrospective filing, as required, if applicable.

The NYC DEP is hereby requesting copies of the environmental hazard assessments including bulk sample results and air monitoring results and a summary of clean-up activities at the above referenced site. Please forward the requested documents to our offices within FIVE BUSINESS DAYS. They may be faxed to (718) 595-3744 or sent to the NYC DEP Asbestos Control Program at 59-17 Junction Boulevard, 8th floor, Corona, New York 11373-5108.

Please be advised building owners are responsible for the cleaning of building exteriors, grounds, and common areas. Due to changing conditions and continued activity at Ground Zero, building owners should periodically assess the condition of building exteriors and air conditioning systems for cleanliness and may have to periodically re-clean areas. Adherence to proper cleaning methods is important for the protection of public health and the environment. DEP inspectors will be following up on this matter.

If you have any questions, you may reach the Department at (718) 595-3682 during office hours or the 24-hour Help Center at (718) DEP-HELP. DEP staff is available to provide guidance and technical assistance.

Sincerely,

R. Radhakrishnan, P.E.
Director
Asbestos Control Program

20/20 P 0696 S65 872
MAR-27-2002 13:00

NYC DEP LETTER

SS:2T 7002-17-0001
12:35 92%

P. 03

The AJ Group, Inc.
390 Fifth Avenue Ste 611-612
New York, NY 10018

Telephone: 212 947-1899
Fax: 212 947-2004
Email: info@theajgroup.com

The AJ Group, Inc.

January 10, 2002

Mr. Joseph Moinian
THE MOINIAN GROUP
125 Park Avenue, Suite 1500
New York, NY 10017

RE: Ocean Partners LLC/Battery Commercial Associates LLC
17 Battery Place
AJ Job No. 01-102A

Dear Mr. Moinian:

Attached please find our Invoice No. 01-102A-01 in the amount of \$26,006 representing monies due for the reimbursement of expenses incurred to date for the MEP Engineering and Environmental Testing/Lab Fees at 17 Battery Place.

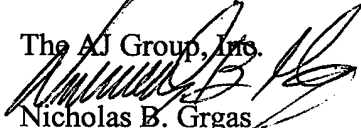
Please note that the invoice from Environmental Risk Limited is still being reviewed with the vendor and we have invoiced with this requisition only the amount of \$8,500 which we consider earned at this time. A final invoice and requisition for the balance due, if any, will be presented upon final negotiation with the vendor.

Please forward payment to my attention as soon as possible in order to obtain release of the final reports.

Thank you.

Sincerely,

The AJ Group, Inc.


Nicholas B. Grgas
Executive Vice-President
NBG/vpc

Handwritten notes:
1/02 4250 - 04m
4250 - 1700m
8753 - 5753
paid 2/02

TO: Jean Partners LLC and Battery Commercial Associates LLC
 c/o The Mohican Group, Attn.: Mr. Joseph Mohican
 125 Park Avenue, NY, NY 10017

PROJECT: 17 Battery Place
 New York, NY

APPLICATION NUMBER: 1

DISTRIBUTION TO: OWNER
 ARCHITECT
 CONTRACTOR

PERIOD TO: CONTRACTOR'S PROJECT NUMBER: 01-102A

VIA ARCHITECT:

FROM: The AJ Group, Inc.
 390 Fifth Avenue
 New York, NY 10018

CONTRACT FOR:

CONTRACT DATE:

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation sheet, AIA Document G703 is attached.

1. ORIGINAL CONTRACT SUM	\$26,006
2. Net Change by Change Orders	\$0
3. CONTRACT SUM TO DATE (Line 1+2)	\$26,006
4. TOTAL COMPLETED AND STORED TO DATE	\$26,006
5. RETAINAGE (AS PER CONTRACT)	
a. Completed Work (Column D & E on G703)	
b. Stored Material (Column F on G703)	
Total Retainage (Line 5a + 5b or total in Column I of G703)	
6. TOTAL EARNED LESS RETAINAGE	\$26,006
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT	
Line 6 from Prior Certificate	
8. CURRENT PAYMENT DUE	\$26,006
9. BALANCE TO FINISH, PLUS RETAINAGE	
Line 3 less Line 6	

CHARGE ORDER SUMMARY

CHARGE ORDERS	ADDITIONS	DEDUCTIONS
APPROVED BY OWNER (PREVIOUS MONTHS)		
APPROVED THIS MONTH		
NUMBER	DATE	

TOTALS

NET CHANGE BY C.O.'S

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the work covered by this application has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous certificates for Payment were issued and payments received from the owner, and that the current payment is now due.

By:  Date: 1/10/02

State of: New York County of: New York

Subscribed and sworn to before me this day of . . .

Notary Public:

My Commission expires:

AMOUNT CERTIFIED \$

Attach explanation if amount certified differs from Amount applied for.

Architect:

By: Date:

The Certificate is non-negotiable. The AMOUNT CERTIFIED is payable only to the General Contractor and the subcontractor's named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner, General Contractor or Subcontractors under this contract.

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to the owner that to the best of the Architect's knowledge, information and belief, the work has progressed as indicated, the quality of work is in accordance with the Contract Documents, and the General Contractor the Subcontractors are entitled to payment of the amount certified.

Application No. 1
Job No. 01-102A

ITEM NO.	DESCRIPTION OF WORK B	SCHEDULED VALUE C		WORK COMPLETED PREV APPL D		THIS APPL E		TOTAL COMPLETED FID+E	%	BALANCE TO FINISH G		RETAINAGE H
1	MEP ENGINEERING - Jashar	4,146		0		4,146		4,146	100%		0	0
2	ENVIRONMENTAL ENGINEERING - Arts	9,550		0		9,550		9,550	100%		0	0
3	LABORATORY TESTING - Environmental	8,500		0		8,500		8,500	100%		0	0
SUB TOTAL		22,196		0		22,196		22,196	100%		0	0
GENERAL CONDITIONS		2,064		0		2,064		2,064	0%		0	0
FEE		1,286		0		1,286		1,286	0%		0	0
INSURANCE		460		0		460		460	0%		0	0
TOTAL CONTRACT		26,006		0		26,006		26,006	100%		0	0
CHANGE ORDERS												
CO#1	ESTIMATE #			0		0		0	0%		0	0
CO#2	ESTIMATE#			0		0		0	0%		0	0
TOTAL CHANGE ORDER		0		0		0		0	0		0	0
TOTAL CONTRACT & CHANGE ORDERS		26,006		0		26,006		26,006	100%		0	0

The AJ Group, Inc.
390 Fifth Avenue
New York, NY 10018
Tel No. 212-947-1899 Fax No. 212-947-2004

INVOICE

CLIENT: Ocean Partners LLC and Battery Commercial Associates LLC
 c/o The Moinian Group, Attn.: Mr. Joseph Moinian
 125 Park Avenue, Suite 1500
 New York, NY 10017

Date: January 10, 2002

PROJECT: 17 Battery Place
 New York, NY

AJ Job No. 01-102A

INVOICE NO. 01-102A-01

Customer's Ref # _____

TOTAL	COMPLETED TO DATE		PREVIOUSLY BILLED	COMPLETED THIS PERIOD
	%	AMOUNT		
\$26,006	100	\$26,006	\$0	\$26,006
TOTAL:	100	\$26,006	\$0	\$26,006

Sales Tax
 (if applicable) %

Retainage to Date _____

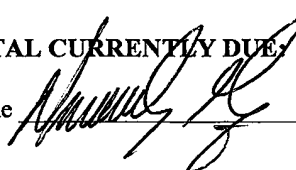
Release of Prior Retainage _____

Retainage This Invoice _____

AMOUNT THIS INVOICE \$26,006

Due from Prior Invoice _____

TOTAL CURRENTLY DUE: \$26,006

Name  Title EVP

Construction Management General Contracting



ENVIRONMENTAL RISK LIMITED

Please remit to: 120 Mountain Ave., Bloomfield, CT 06002

Tel: (860) 242-9933 Fax: (860) 243-9055

Please reference ERL invoice number on all checks.

Project: 0834701 - A.J. Contracting

Invoice #: 35706

17 Battery

Professional Services

<u>Class / Employee Name</u>	<u>Date</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Associate III				
A. Galasso	12/04/2001	1.00	70.00	70.00
Ordered and picked up 1 package of Tyvek suits from Grainger.				
A. Kluchwsky	11/26/2001	4.00	70.00	280.00
Discussions with D. Martino about supplies needed, scope of work, schedule, etc. Discussion with S. Pasha on details of sampling project. Phone conversation with distributor to acquire appropriate equipment. Travel to pick up equipment.				
	11/28/2001	5.50	70.00	385.00
Traveled to NYC to meet D. Martino and client contact (M. Singer). Walked through site buildings with engineer/super, collected samples. Attended meeting with client, building owners at 125 Park Ave.				
	11/30/2001	1.50	70.00	105.00
Project planning data sheet preparation.				
	12/07/2001	3.50	70.00	245.00
Entered sample sheets, discussion with D. Martino for next weeks schedule, information to enter into computer and send to CT.				
		14.50		1,015.00
Martino	11/20/2001	3.00	70.00	210.00
Meeting at 45 Broadway, and walk around of buildings				
	11/21/2001	11.00	70.00	770.00
Sampling at 17 Battery Park				
	11/23/2001	2.00	70.00	140.00
Preparing samples for lab: setting up sampling strategy				
	11/28/2001	4.50	70.00	315.00
Performing IH work				
	12/01/2001	2.00	70.00	140.00
Preparing for the week				
	12/03/2001	1.00	70.00	70.00
Setting up schedule for the week				
	12/07/2001	8.00	70.00	560.00
Putting samples together for Chatfield lab...and working on Report for 17 Battery				
		31.50		2,205.00
Total: Associate III		47.00		3,290.00
Principal I				
A. Wumbrand	11-21-2001	1.00	180.00	180.00
Discussions with D. Martino & T. Ouimet re: EH&S sampling in NYC				
	12-07-2001	2.00	180.00	360.00
Project meeting with D. Martino and T. Ouimet				
Advised with M. Singer				



ENVIRONMENTAL RISK LIMITED

Please remit to: 120 Mountain Ave., Bloomfield, CT 06002

Tel: (860) 242-9933 Fax: (860) 243-9055

Please reference ERL Invoice number on all checks.

Project: 0834701 -- A.J. Contracting

Invoice #: 35708

17 Battery

Professional Services

<u>Class / Employee Name</u>	<u>Date</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Principal I				
		3.00		540.00
Senior Associate I				
Quimet	11/20/2001	2.00	130.00	260.00
Travel	11/21/2001	2.00	130.00	260.00
Travel	11/21/2001	8.00	130.00	1,040.00
Site visits and sample review.	11/23/2001	6.50	130.00	845.00
Site visits and sample review.	12/05/2001	2.50	130.00	325.00
Sampling in NYC	12/07/2001	5.00	130.00	650.00
Finalize 17 Battery report	12/07/2001	7.00	130.00	910.00
Data review and report preparation		33.00		4,290.00

Professional Services

8,120.00

17 Battery

Labor :

Expense :

8,120.00

0.00

Broadway

Professional Services

<u>Class / Employee Name</u>	<u>Date</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Associate I				
Silva	11/20/2001	1.00	90.00	90.00
Laboratory research and phone inquiries for dust samples; meeting	11/21/2001	0.20	90.00	18.00
Confirm laboratory; phone inquiry to DAM in NY		1.20		108.00
Each night	12/03/2001	3.00	90.00	270.00
Planning session	12/04/2001	2.50	90.00	225.00

Summary of Charges for A.J. Contracting Project (08347-01)

Property	Labor	Expenses	Total	Lab
17 Battery	8845.00	5002.50	13847.50	5002.50
45 Broadway	5713.00	7935.00	13648.00	7935.00
90-100 John	1984.50	9598.11	11582.61	9145.38
90 Williams	2600.00	7397.38	9997.38	7397.38
114 Liberty	4790.00	3799.89	8589.89	2645.00
90 West	2100.00	811.42	2911.42	
Unassigned Charges	1580.00	1220.48	2800.48	
TOTALS	27612.50	35764.78	63377.28	32125.26

Notes:

1. Lab charges are included in expenses.
2. Charges are current through 1/4/02.
3. Lab charges include estimated charges from Canadian lab.
4. Sampling has not been conducted at 90 West.

RECEIVED

JAN 6 2002

A.J. CONTRACTING CO.

Jashar Engineering, P.C.
118 East 28th Street - Suite 901
New York, NY 10016
Tel: 212-686-7527

Invoice

Date	Invoice #
12/5/2001	2K17376K

Bill To

AJ Contracting Company Inc.
 390 Fifth Ave.
 New York, NY 10018
 Attn: Nick Grgas

P.O. No.	Terms	Project	Reference		
	Net 30	17 Battery Park	Office Building		
Description		Hours	Rate	Amount	
For professional services rendered per your request:					
11/5/01 - Meeting at "The Monian Group" office to review details with insurance company		6	150.00	900.00	
11/14/01 - Meeting @ "The Monian Group" review of cleaning		2	150.00	300.00	
11/20/01 - Walk thru of the property with EPA engineers		1	150.00	150.00	
11/30/01 - Survey of the property for electrical testing with AJ and electrical contractor		8	150.00	1,200.00	
Reimbursable			6.00	6.00	
Thank you for your business.			Total	\$2,556.00	

Jashar Engineering, P.C.
 118 East 28th Street - Suite 901
 New York, NY 10016
 Tel: 212-686-7527

Invoice

Date	Invoice #
1/3/2002	2K17105L

Bill To
A.J. Group 390 Fifth Ave. New York, NY 10018 Attn: Nick Grgas

P.O. No.	Terms	Project	Reference		
	Net 30	17 Battery Park	Office Building		
Description			Hours	Rate	Amount
For professional services rendered per your request:					
12/3/01 - Prepared report			4	150.00	600.00
12/10/01 - Meeting with insurance company representatives @ 125 Park Ave. office to review status			3	150.00	450.00
12/18/01 - Review of my report with Daniel Carl (K-Mechanical) insurance company consultant			1	150.00	150.00
Computer work			6	65.00	390.00

RECEIVED
 JAN 6 2 2002
 CONTRACTING CO. INC.

*If you have any dispute for this bill, please write to us within a week.
 Thank you for your business.*

Total

\$1,590.00

ARIS DEVELOPMENT CORP

550 Third Avenue
Brooklyn, NY 11419

Invoice

DATE	INVOICE #
11/29/2001	63782

BILL TO
AJ Contracting 390 5th Ave. New York NY

PROJECT
17 Battery Place

TERMS	DUE DATE
	11/29/2001

DESCRIPTION	AMOUNT
Labor: November 20th, 21st, 23rd, 26th, 28th 5 MD @ \$400/ MD Equipment Used	2,000.00 250.00
Total	
\$2,250.00	

ARIS DEVELOPMENT CORP

550 Third Avenue
Brooklyn, NY 11419

Invoice

DATE	INVOICE #
11/29/2001	63782

BILL TO
AJ Contracting 390 5th Ave. New York NY

PROJECT
17 Battery Place

TERMS	DUE DATE
	11/29/2001

DESCRIPTION	AMOUNT
Consultant and Report Writing	2,500.00
We appreciate your prompt payment.	
Total	\$2,500.00

ARIS DEVELOPMENT CORP

550 Third Avenue
Brooklyn, NY 11419

Invoice

DATE	INVOICE #
12/11/2001	63799

BILL TO
AJ Contracting 390 5th Ave. New York NY

PROJECT
17 Battery Place

TERMS	DUE DATE
	12/11/2001

DESCRIPTION	AMOUNT
TESTING EFFECTIVENESS OF STEAM CLEANING	
Air Monitoring	
Steam Cleaning: Heppa Vacuum - December 7th, 01	1,200.00
2 Men	1,200.00
We appreciate your prompt payment.	
Total	\$2,400.00

ARIS DEVELOPMENT CORP

550 Third Avenue
Brooklyn, NY 11419

Invoice

DATE	INVOICE #
12/27/2001	63817

BILL TO
AJ Contracting 390 5th Ave. New York NY

PROJECT
17 Battery Place

TERMS	DUE DATE
	12/27/2001

DESCRIPTION	AMOUNT
Meetings @ 600/ Meeting on December 3rd, 7th	1,200.00
We appreciate your prompt payment.	
Total	\$1,200.00

01/03/2002 22:31 7163637836

ARIS DEVELOPMENT CORP

550 Third Avenue
Brooklyn, NY 11419

Invoice

DATE	INVOICE #
1/10/2002	63784

BILL TO
AJ Contracting 390 5th Ave. New York NY

PROJECT
17 Battery Place

TERMS	DUE DATE
	1/10/2002

DESCRIPTION	AMOUNT
8 Hours of Resampling done at 17 Battery Place on January 10th	1,200.00
Please remit to above address.	
Total	\$1,200.00

Application No. 1
Job No. 01-102A

ITEM NO.	DESCRIPTION OF WORK	SCHEDULED		WORK COMPLETED		TOTAL COMPLETED FID-ED	%	BALANCE		RETAINAGE
		VALUE	C	PREV APPL	THIS APPL			TO FINISH	H	
1	MEP ENGINEERING - Jashar	4,146		0	4,146	4,146	100%	0		0
2	ENVIRONMENTAL ENGINEERING - Arts	9,550		0	9,550	9,550	100%	0		0
3	LABORATORY TESTING - Environmental	8,500		0	8,500	8,500	100%	0		0
SUB TOTAL		22,196		0	22,196	22,196	100%	0		0
GENERAL CONDITIONS		2,064		0	2,064	2,064	0%	0		0
FEE		1,286		0	1,286	1,286	0%	0		0
INSURANCE		460		0	460	460	0%	0		0
TOTAL CONTRACT		26,006		0	26,006	26,006	100%	0		0
CHANGE ORDERS										
CO#1	ESTIMATE #			0	0	0	0%	0		0
CO#2	ESTIMATE#			0	0	0	0%	0		0
TOTAL CHANGE ORDER		0		0	0	0	0	0		0
TOTAL CONTRACT & CHANGE ORDERS		26,006		0	26,006	26,006	100%	0		0



ENVIRONMENTAL RISK LIMITED

Please remit to: 120 Mountain Ave., Bloomfield, CT 06002

Tel: (860) 242-9933 Fax: (860) 243-9055

Please reference ERL invoice number on all checks.

Project: 0834701 - A.J. Contracting

Invoice #: 35706

17 Battery

Professional Services

<u>Class / Employee Name</u>	<u>Date</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Associate III				
A. Galasso	12/04/2001	1.00	70.00	70.00
Ordered and picked up 1 package of Tyvek suits from Grainger.				
A. Kluchlowsky	11/26/2001	4.00	70.00	280.00
Discussions with D. Martino about supplies needed, scope of work, schedule, etc. Discussion with S. Pasha on details of sampling project. Phone conversation with distributor to acquire appropriate equipment. Travel to pick up equipment.				
	11/28/2001	5.50	70.00	385.00
Traveled to NYC to meet D. Martino and client contact (M. Singer). Walked through site buildings with engineer/super, collected samples. Attended meeting with client, building owners at 125 Park Ave.				
	11/30/2001	1.50	70.00	105.00
Project planning data sheet preparation.				
	12/07/2001	3.50	70.00	245.00
Entered sample sheets, discussion with D. Martino for next weeks schedule, information to enter into computer and send to CT.				
		14.50		1,015.00
D. Martino	11/20/2001	3.00	70.00	210.00
Meeting at 45 Broadway, and walk around of buildings				
	11/21/2001	11.00	70.00	770.00
Sampling at 17 Battery Park				
	11/23/2001	2.00	70.00	140.00
Preparing samples for lab: setting up sampling strategy				
	11/28/2001	4.50	70.00	315.00
Performing I/H work				
	12/01/2001	2.00	70.00	140.00
Preparing for the week				
	12/03/2001	1.00	70.00	70.00
Setting up schedule for the week				
	12/07/2001	8.00	70.00	560.00
Putting samples together for Chatfield lab...and working on Report for 17 Battery				
		31.50		2,205.00
Total: Associate III		47.00		3,290.00
Principal I				
J. Wumbrand	11/21/2001	1.00	180.00	180.00
Discussions with D. Martino & T. Ouimet re: EH&S sampling in NYC				
	12/07/2001	2.00	180.00	360.00
Project meeting with D. Martino and T. Ouimet				
Follow up with M. Singer				



ENVIRONMENTAL RISK LIMITED

Please remit to: 120 Mountain Ave., Bloomfield, CT 06002
Tel: (860) 242-9933 Fax: (860) 243-9055
Please reference ERL Invoice number on all checks.

Project: 0834701 -- A.J.Contracting

Invoice #: 35708

17 Battery

Professional Services

<u>Class / Employee Name</u>	<u>Date</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Principal I		3.00		540.00
Senior Associate I				
Quimet	11/20/2001	2.00	130.00	260.00
Travel	11/21/2001	2.00	130.00	260.00
Travel	11/21/2001	8.00	130.00	1,040.00
Site visits and sample review.	11/23/2001	6.50	130.00	845.00
Site visits and sample review.	12/05/2001	2.50	130.00	325.00
Sampling in NYC	12/07/2001	5.00	130.00	650.00
Finalize 17 Battery report	12/07/2001	7.00	130.00	910.00
Data review and report preparation		33.00		4,290.00

Professional Services

8,120.00

17 Battery

Labor :
Expense :

8,120.00
0.00

17 Broadway

Professional Services

<u>Class / Employee Name</u>	<u>Date</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Associate I				
Quiva	11/20/2001	1.00	90.00	90.00
Laboratory research and phone inquiries for dust samples; meeting	11/21/2001	0.20	90.00	18.00
Confirm laboratory phone inquiry to DAM in NY		1.20		108.00
Each night	12/03/2001	3.00	90.00	270.00
Planning session	12/04/2001	2.50	90.00	225.00

Summary of Charges for A.J. Contracting Project (08347-01)

Property	Labor	Expenses	Total	Lab
17 Battery	8845.00	5002.50	13847.50	5002.50
45 Broadway	5713.00	7935.00	13648.00	7935.00
90-100 John	1884.50	9598.11	11582.61	9145.38
90 Williams	2600.00	7397.38	9997.38	7397.38
114 Liberty	4790.00	3799.89	8589.89	2645.00
90 West	2100.00	811.42	2911.42	
Unassigned Charges	1580.00	1220.48	2800.48	
TOTALS	27612.50	35764.78	63377.28	32125.26

Notes:

1. Lab charges are included in expenses.
2. Charges are current through 1/4/02.
3. Lab charges include estimated charges from Canadian lab.
4. Sampling has not been conducted at 90 West.

RECEIVED

JAN 09 2002

A.J. CONTRACTING CO.

Jashar Engineering, P.C.
118 East 28th Street - Suite 901
New York, NY 10016
Tel: 212-686-7527

Invoice

Date	Invoice #
12/5/2001	2K17376K

Bill To

AJ Contracting Company Inc.
 390 Fifth Ave.
 New York, NY 10018
 Attn: Nick Grgas

P.O. No.	Terms	Project	Reference		
	Net 30	17 Battery Park	Office Building		
Description			Hours	Rate	Amount
For professional services rendered per your request:					
11/5/01 - Meeting at "The Monian Group" office to review details with insurance company			6	150.00	900.00
11/14/01 - Meeting @ "The Monian Group" review of cleaning			2	150.00	300.00
11/20/01 - Walk thru of the property with EPA engineers			1	150.00	150.00
11/30/01 - Survey of the property for electrical testing with AJ and electrical contractor			8	150.00	1,200.00
Reimbursable				6.00	6.00
<i>Thank you for your business.</i>			Total \$2,556.00		

RECEIVED
 DEC 10 2001
 AJ CONTRACTING CO.

Jashar Engineering, P.C.
 118 East 28th Street - Suite 901
 New York, NY 10016
 Tel: 212-686-7527

Invoice

Date	Invoice #
1/3/2002	2K17105L

Bill To

A.J. Group
 390 Fifth Ave.
 New York, NY 10018
 Attn: Nick Grgas

P.O. No.	Terms	Project	Reference		
	Net 30	17 Battery Park	Office Building		
Description			Hours	Rate	Amount
For professional services rendered per your request:					
12/3/01 - Prepared report			4	150.00	600.00
12/10/01 - Meeting with insurance company representatives @ 125 Park Ave. office to review status			3	150.00	450.00
12/18/01 - Review of my report with Daniel Carl (K-Mechanical) insurance company consultant			1	150.00	150.00
Computer work			6	65.00	390.00

RECEIVED

JAN 6 2 2002

PL CONTRACTING & CO. INC.

*If you have any dispute for this bill, please write to us within a week.
 Thank you for your business.*

Total

\$1,590.00

ARIS DEVELOPMENT CORP

550 Third Avenue
Brooklyn, NY 11419

Invoice

DATE	INVOICE #
11/29/2001	63782

BILL TO
AJ Contracting 390 5th Ave. New York NY

PROJECT
17 Battery Place

TERMS	DUE DATE
	11/29/2001

DESCRIPTION	AMOUNT
Labor: November 20th, 21st, 23rd, 26th, 28th 5 MD @ \$400/ MD Equipment Used	2,000. 250.
Total	
\$2,250.00	

ARIS DEVELOPMENT CORP

550 Third Avenue
Brooklyn, NY 11419

Invoice

DATE	INVOICE #
11/29/2001	63782

BILL TO
AJ Contracting 390 5th Ave. New York NY

PROJECT
17 Battery Place

TERMS	DUE DATE
	11/29/2001

DESCRIPTION	AMOUNT
Consultant and Report Writing	2,500.00
We appreciate your prompt payment.	
Total	\$2,500.00

ARIS DEVELOPMENT CORP

550 Third Avenue
Brooklyn, NY 11419

Invoice

DATE	INVOICE #
12/11/2001	63799

BILL TO	
AJ Contracting 390 5th Ave. New York NY	

PROJECT
17 Battery Place

TERMS	DUE DATE
	12/11/2001

DESCRIPTION	AMOUNT
TESTING EFFECTIVENESS OF STEAM CLEANING	
Air Monitoring	
Steam Cleaning: Heppa Vacuum - December 7th, 01	1,200.00
2 Men	1,200.00
We appreciate your prompt payment.	
Total	\$2,400.00

ARIS DEVELOPMENT CORP

550 Third Avenue
Brooklyn, NY 11419

Invoice

DATE	INVOICE #
12/27/2001	63817

BILL TO
AJ Contracting 390 5th Ave. New York NY

PROJECT
17 Battery Place

TERMS	DUE DATE
	12/27/2001

DESCRIPTION	AMOUNT
Meetings @ 600/ Meeting on December 3rd, 7th	1,200.00
We appreciate your prompt payment.	
Total	\$1,200.00

01/03/2002 22:31 7183837000

ARIS DEVELOPMENT CORP

550 Third Avenue
Brooklyn, NY 11419

Invoice

DATE	INVOICE #
1/10/2002	63784

BILL TO
AJ Contracting 390 5th Ave. New York NY

PROJECT
17 Battery Place

TERMS	DUE DATE
	1/10/2002

DESCRIPTION	AMOUNT
8 Hours of Resampling done at 17 Battery Place on January 10th	1,200.00
Please remit to above address.	Total \$1,200.00

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702

PAGE 1 OF 2

TO: Ocean Partners LLC and Battery Commercial Associates LLC
c/o The Molinier Group, Attn: Mr. Joseph Molinier
125 Park Avenue, NY, NY 10017

APPLICATION NUMBER: 1 DISTRIBUTION TO:

OWNER

ARCHITECT

CONTRACTOR

VIA ARCHITECT:

PERIOD TO:

CONTRACTOR'S

PROJECT NUMBER: 01-102A

FROM: The AJ Group, Inc.
390 Fifth Avenue
New York, NY 10018

CONTRACT FOR:

CONTRACT DATE:

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation sheet, AIA Document G703 is attached.

CHANGE ORDER SUMMARY

CHANGE ORDERS	ADDITIONS	DEDUCTIONS
APPROVED BY OWNER	:	:
(PREVIOUS MONTHS)	:	:

APPROVED THIS MONTH

NUMBER :

DATE :

1. ORIGINAL CONTRACT SUM \$26,006
2. Net Change by Change Orders \$0
3. CONTRACT SUM TO DATE (Line 1+2) \$26,006
4. TOTAL COMPLETED AND STORED TO DATE \$26,006
5. RETAINAGE (AS PER CONTRACT)
 - a. Completed Work (Column D & E on G703)
 - b. Stored Material (Column F on G703)
6. TOTAL EARNED LESS RETAINAGE \$26,006
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT
8. CURRENT PAYMENT DUE
9. BALANCE TO FINISH, PLUS RETAINAGE \$26,006

TOTALS

NET CHANGE BY C.O.'S

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the work covered by this application has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous certificates for Payment were issued and payments received from the Owner, and that the current payment is now due.

State of: New York County of: New York

Subscribed and sworn to before me this day of , ,

Notary Public:

My Commission expires:

By:  Date: 1/10/02

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to the owner that to the best of the Architect's knowledge, information and belief, the work has progressed as indicated, the quality of work is in accordance with the Contract Documents, and the General Contractor the Subcontractors are entitled to payment of the amount certified.

AMOUNT CERTIFIED \$
Attach explanation if amount certified differs from Amount applied for.
Architect:

By: _____ Date: _____
The Certificate is non-negotiable. The AMOUNT CERTIFIED is payable only to the General Contractor and the subcontractor's named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner, General Contractor or Subcontractors under this contract.

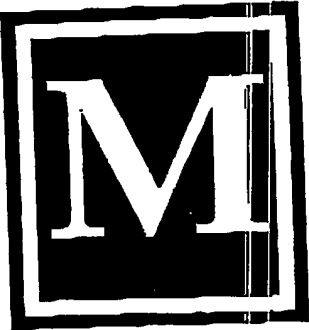
01/17/02 16:02 FAX

001

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 4325
 CONNECTION TEL 96810348
 SUBADDRESS
 CONNECTION ID
 ST. TIME 01/17 15:58
 USAGE T 03'16
 PGS. SENT 29
 RESULT OK



THE MOINIAN GROUP

125 PARK AVENUE

SUITE 1500

NEW YORK, NY 10017

USA

TEL: (212) 808-4000

FAX: (212) 808-4115

FACSIMILE

To: *Lena Kaitman*No Of Pages: *28*

ATTENTION:

DATE: *1/17/02*FAX NUMBER: *6810348*

RE:

FROM: *David Lerer*EXT: *242*

GOLDSTEIN ASSOCIATES PLLC
consulting engineers**Statement**

Page 1 of 1

Project Number: A1169.02**Statement Date:** 12/6/2001

To The Moinian Group
125 Park Avenue
New York NY 10017
Attn.: Josh Zamir

Project Name: 17 Battery / Structural Review

Invoice No.	Date	Amount	Payment	Balance Due
A1169.02 1	10/9/2001	\$1,500.00		\$1,500.00

Billed to Date: \$1,500.00
Paid to Date: \$0.00

Total Balance Due: \$1,500.00

John Duro

ok to pay (Sept. 11)
f.z.

ENVIRONMENTAL MANAGEMENT SOLUTIONS OF NY, INC.

67 Woodside Avenue, Briarcliff Manor, NY 10510 • Tel 914 762 6333 • Fax 914 762 5578

September 25, 2001

Mr. Sid Moskowitz
Newmark Construction Services, LLC
594 Broadway
New York, NY 10017

Re: Air Sample Results:
17 Battery Street
New York, NY

Dear Mr. Budabin:

Following the collapse of the World Trade Centers and associated properties, EMS was retained by your office to perform baseline sampling within the building to determine if airborne asbestos was present.

On September 25, 2001 EMS tested representative floors and subjected the samples to analysis via Transmission Electron Microscopy (TEM). TEM analysis is deemed state of the art and is able to distinguish between asbestos and non-asbestos fibers. It is important to note that during the testing, the building HVAC was not operating and had not been operating prior to our testing. Therefore, any debris within the system or building would likely have settled and not remain airborne. Upon turning on the system, the results could be considerably different and may warrant additional sampling.

The results that were obtained indicated that at the time of testing no asbestos was detected.

Current acceptable levels as set forth by the Environmental protection Agency are set at 70 s/mm². The standard of 70 s/mm² is used to determine whether background levels or airborne levels following an abatement project are acceptable for human occupancy. If the concentration exceed 70 s/mm², then additional testing along with clean-up and possible protective equipment should be initiated.

Overall, based upon the sampling results, the air quality in regards to asbestos, according to EPA standards, is acceptable. Once again, since testing was not performed under "normal" conditions, the airborne concentrations could change once the building returns to normal operation and air movement along with building activities resume.

If you have any questions or require additional information, please contact me.

Sincerely,
Marc Rutstein
Marc Rutstein
Vice President.

**Newmark Real Estate
17 Battery Place
Data Summary**

Date	Sample ID	Area Tested	Matrix (Air/Bulk)	Analytical Method	Results (Pos./Neg.)	Asbestos Type
9/25/01	1	13th floor	Air	TEM	<11.43	None Detected
9/25/01	2	10th floor	Air	TEM	<11.43	None Detected
9/25/01	3	9th floor	Air	TEM	<11.43	None Detected
9/25/01	4	7th floor	Air	TEM	<11.43	None Detected
9/25/01	5	6th floor	Air	TEM	<11.43	None Detected
9/25/01	6	4th floor	Air	TEM	<11.43	None Detected
9/25/01	7	3rd floor	Air	TEM	<11.43	None Detected
9/25/01	8	2nd floor	Air	TEM	<11.43	None Detected
9/25/01	9	1st floor	Air	TEM	<11.43	None Detected
9/25/01	10	QA/QC blank	Air	TEM	ND	None Detected
9/25/01	11	QA/QC blank	Air	TEM	ND	None Detected

New York Lab

307 West 38th Street, New York, NY 10018

Phone: 212-290-0051 Fax: 212-290-0058 Email:

EMSL

Attn: Environmental Management Solutions Inc.
67 Woodside Ave.
Briarcliff Manor, NY 10010

Fax: (914) 762-5578 Phone: 914-762-6333

Project: Newmark / 17 Buttry Place

Customer ID: EVMT97
Customer PO:
Received: 09/25/01 7:10 PM
EMSL Order: 030104924
EMSL Project ID:

Analysis Date: 9/28/2001

**Asbestos Fiber Analysis by Transmission Electron Microscopy (TEM) Performed by
EPA 40 CFR Part 763 Final Rule (AHERA)**

Sample	Volume	Area Analyzed	Non Asb	Asbestos Type(s)	# Structure 0.5µ - 5µ	Analytical Sensitivity (S/cc)	Asbestos Concentration (S/mm ²) (S/cc)	Notes
01 030104924-0001	1035.00	0.0875	0	None Detected		0.0043	<11.43 <0.0043	Volume is below recommended limit for method.
02 030104924-0002	1035.00	0.0875	0	None Detected		0.0043	<11.43 <0.0043	Volume is below recommended limit for method.
03 030104924-0003	1035.00	0.0875	0	None Detected		0.0043	<11.43 <0.0043	Volume is below recommended limit for method.
04 030104924-0004	990.00	0.0875	0	None Detected		0.0044	<11.43 <0.0044	Volume is below recommended limit for method.
05 030104924-0005	1017.00	0.0875	0	None Detected		0.0043	<11.43 <0.0043	Volume is below recommended limit for method.
06 030104924-0006	1017.00	0.0875	0	None Detected		0.0043	<11.43 <0.0043	Volume is below recommended limit for method.
07 030104924-0007	1035.00	0.0875	0	None Detected		0.0043	<11.43 <0.0043	Volume is below recommended limit for method.
08 030104924-0008	1035.00	0.0875	0	None Detected		0.0043	<11.43 <0.0043	Volume is below recommended limit for method.
09 030104924-0009	990.00	0.0875	0	None Detected		0.0044	<11.43 <0.0044	Volume is below recommended limit for method.

George William

Analyst



Laboratory Manager
or other approved signatory

Disclaimer: The laboratory is not responsible for data reported in structures/cc, which is dependent on volume collected by non-laboratory personnel. This lab is only responsible for data reported in structures/cc. This report may not be reproduced, except in full, without written approval by EMSL. This report must not be used to claim product endorsement by NPLAP or any agency of the U.S. Government. This report relates only to the samples reported above. Quality control data (including 85% confidence limits and laboratory and analyst accuracy and precision) is available upon request.

Accredited for NPLAP PLM/TEM #101048-9, NY State ELAP #11506

TEM/AHERA-1

1

ENVIRONMENTAL MANAGEMENT SOLUTIONS OF NY, INC.

67 Woodside Avenue, Briarcliff Manor, NY 10510 • Tel 914 762 6333 • Fax 914 762 5578

October 15, 2001

Mr. Sid Moskowitz
Newmark Construction Services, LLC
594 Broadway
New York, NY 10017

Re: Air Sample Results:
17 Battery Street
New York, NY

Dear Mr. Budabin:

Following the collapse of the World Trade Center Towers and surrounding properties, EMS of NY was retained by your office to perform baseline sampling within the building to determine if airborne asbestos was present.

On October 3, 2001 EMS tested representative floors and subjected the samples to analysis via Transmission Electron Microscopy (TEM). TEM analysis is deemed state of the art and is able to distinguish between asbestos and non-asbestos fibers.

The results that were obtained indicated that at the time of testing there was a trace of Chrysotile fibers (a form of asbestos) present in the air.

Current acceptable levels as set forth by the Environmental Protection Agency (EPA) are set at 70 s/mm². The standard of 70 s/mm² is used to determine whether background levels or airborne levels following an abatement project are acceptable for human occupancy. If the concentration exceed 70 s/mm², then additional testing along with clean-up and possible protective equipment should be initiated.

Overall, based upon the sampling results, the air quality in regards to asbestos, according to EPA standards, is acceptable. However, it is our recommendation that the air be tested randomly to ensure that the asbestos fiber concentrations do not become elevated during the cleanup of the collapsed towers and surrounding buildings.

If you have any questions or require additional information, please contact me.

Sincerely,

Marc Rutstein
Marc Rutstein
Vice President.

**Newmark Real Estate
17 Battery Place
Data Summary**

Date	Sample ID	Area Tested	Matrix (Air/Bulk)	Analytical Method	Results (Pos./Neg.)	Asbestos Type
10/3/01	01D	13th floor-Lobby	Air	TEM		OVERLOAD
10/3/01	02D	12th floor-Hallway	Air	TEM	<16.00	None Detected
10/3/01	03D	10th floor-Hallway	Air	TEM	32	Chrysotile
10/3/01	04D	9th floor-Hallway	Air	TEM	<16.00	None Detected
10/3/01	05D	8th floor-Middle East Rm	Air	TEM	<16.00	None Detected
10/3/01	06D	7th floor-Hallway	Air	TEM	<16.00	None Detected
10/3/01	07D	6th floor-Hallway	Air	TEM	<16.00	None Detected
10/3/01	08D	5th floor-Middle East Rm	Air	TEM	<16.00	None Detected
10/3/01	09D	4th floor-South East Office	Air	TEM	<16.00	None Detected
10/3/01	10D	3rd floor-Hallway	Air	TEM	13.33	Chrysotile
10/3/01	11D	2nd floor-Hallway	Air	TEM	<13.33	None Detected
10/3/01	12D	1st floor-Lobby	Air	TEM	<13.33	None Detected
10/3/01	13D	QA/QC blank	Air	TEM	N/A	None Detected
10/3/01	14D	QA/QC blank	Air	TEM	N/A	None Detected

New York Lab

307 West 38th Street, New York, NY 10018

Phone: 212-280-0051 Fax: 212-280-0058 Email:

EMSL

Attn: Environmental Management Solutions Inc.
67 Woodside Ave.
Briarcliff Manor, NY 10010
Fax: (914) 762-5578 Phone: 914-762-6333
Project: Newmark / 17 Battery Place Floors 1-13

Customer ID: EVMT97
Customer PO:
Received: 10/03/01 3:20 PM
EMSL Order: 030105330
EMSL Project ID:

Analysis Date: 10/3/01

Asbestos Fiber Analysis by Transmission Electron Microscopy (TEM) Performed by EPA 40 CFR Part 763 Final Rule (AHERA)

Sample	Volume	Area Analyzed	Non Asb	Asbestos Type(s)	# Structure 0.5µ - 5µ	Analytical Sensitivity (S/cc)	Asbestos Concentration (S/mm²) (S/cc)	Notes
01D 030105330-0001	1395.00		0	Overloaded				
02D 030105330-0002	1386.00	0.0625	0	None Detected		0.0044	<16.00 <0.0044	
03D 030105330-0003	1377.00	0.0625	6	Chrysotile	2 0	0.0045	32 0.0089	
04D 030105330-0004	1395.00	0.0625	1	None Detected		0.0044	<16.00 <0.0044	
05D 030105330-0005	1395.00	0.0625	6	None Detected		0.0044	<16.00 <0.0044	
06D 030105330-0006	1386.00	0.0625	0	None Detected		0.0044	<16.00 <0.0044	
07D 030105330-0007	1395.00	0.0625	1	None Detected		0.0044	<16.00 <0.0044	
08D 030105330-0008	1323.00	0.0625	1	None Detected		0.0047	<16.00 <0.0047	
09D 030105330-0009	1287.00	0.0625	1	None Detected		0.0048	<16.00 <0.0048	
10D 030105330-0010	1170.00	0.0750	3	Chrysotile	1 0	0.0044	13.33 0.0044	Volume is below recommended limit for method.
11D 030105330-0011	1170.00	0.0750	0	None Detected		0.0044	<13.33 <0.0044	Volume is below recommended limit for method.

Jose Arriaga

Analyst

Eric B. B.

Laboratory Manager
or other approved signatory

Disclaimer: The laboratory is not responsible for data reported in structuresloc, which is dependent on volume collected by non-laboratory personnel. This lab is only responsible for data reported in structuresloc. This report may not be reproduced, except in full, without written approval by EMSL. This report must not be used to claim product endorsement by NVLAP or any agency of the U.S. Government. This report relates only to the samples reported above. Quality control data (including 95% confidence limits and laboratory and analyst accuracy and precision) is available upon request.

Accredited for NVLAP PLM/TEM #101048-S, NY State ELAP #11506

TEMAHERA-1

1

New York Lab

307 West 38th Street, New York, NY 10018

Phone: 212-290-0051 Fax: 212-290-0058 Email:

EMSL

Attn: Environmental Management Solutions Inc.
67 Woodside Ave.
Briarcliff Manor, NY 10010
Fax: (914) 762-5578 Phone: 914-762-6333
Project: Newmark / 17 Battery Place Floors 1-13

Customer ID: EVMT97
Customer PO:
Received: 10/03/01 3:20 PM
EMSL Order: 030105330
EMSL Project ID:

Analysis Date: 10/3/01

Asbestos Fiber Analysis by Transmission Electron Microscopy (TEM) Performed by EPA 40 CFR Part 763 Final Rule (AHERA)

Sample	Volume	Area Analyzed	Non Asb	Asbestos Type(s)	# Structure 0.5µ - 5µ	Analytical Sensitivity (S/cc)	Asbestos Concentration (S/mm ³) (S/cc)	Notes
2D 030105330-0012	1143.00	0.0750	3	None Detected		0.0045	<13.33 <0.0045	Volume is below recommended limit for method.

Jose Ariaga

Analyst



Laboratory Manager
or other approved signatory

Disclaimers: The laboratory is not responsible for data reported in structures/cc, which is dependent on volume collected by non-laboratory personnel. This lab is only responsible for data reported in structures/cc. This report may not be reproduced, except in full, without written approval by EMSL. This report must not be used to claim product endorsement by NVLAP or any agency of the U.S. Government. This report relates only to the samples reported above. Quality control data (including 95% confidence limits and laboratory and analyst accuracy and precision) is available upon request.

Recorded for NVLAP PLM/TEM #101048-8, NY State ELAP #11506

TEMAHERA-1

2

ENVIRONMENTAL MANAGEMENT SOLUTIONS OF NY, INC.

67 Woodside Avenue, Briarcliff Manor, NY 10510 • Tel 914 762 6333 • Fax 914 762 5578

November 6, 2001

Mr. Sid Moskowitz
Newmark Construction Services, LLC
594 Broadway
New York, NY 10017

Re: Air Sample Results from 17 Battery Street, NYC

Dear Mr. Budabin:

Following the collapse of the World Trade Center Towers and surrounding properties, EMS of NY was retained by your office to perform baseline sampling within the building to determine if airborne asbestos was present.

On November 1, 2001 EMS tested representative floors and subjected the samples to analysis via Transmission Electron Microscopy (TEM). TEM analysis is deemed state of the art and is able to distinguish between asbestos and non-asbestos fibers.

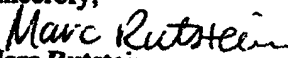
The results that were obtained indicated that at the time of testing no asbestos was detected.

Current acceptable levels as set forth by the Environmental Protection Agency (EPA) are set at 70 s/mm². The standard of 70 s/mm² is used to determine whether background levels or airborne levels following an abatement project are acceptable for human occupancy. If the concentration exceed 70 s/mm², then additional testing along with clean-up and possible protective equipment should be initiated.

Overall, based upon the sampling results, the air quality in regards to asbestos, according to EPA standards, is acceptable.

If you have any questions or require additional information, please contact me.

Sincerely,


Marc Rutstein
Vice President.

**Newmark Real Estate
17 Battery Place
Data Summary**

Date	Sample ID	Area Tested	Matrix (Air/Bulk)	Analytical Method	Results (Pos./Neg.)	Asbestos Type
11/1/01	1	13th floor	Air	TEM	<19.38	None Detected
11/1/01	2	12th floor	Air	TEM	<19.38	None Detected
11/1/01	3	11th floor	Air	TEM	<19.38	None Detected
11/1/01	4	10th floor	Air	TEM	<19.38	None Detected
11/1/01	5	9th floor	Air	TEM	<19.38	None Detected
11/1/01	6	8th floor	Air	TEM	<19.38	None Detected
11/1/01	7	7th floor	Air	TEM	<19.38	None Detected
11/1/01	8	6th floor	Air	TEM	<19.38	None Detected
11/1/01	9	5th floor	Air	TEM	<19.38	None Detected
11/1/01	10	4th floor	Air	TEM	<19.38	None Detected
11/1/01	11	3rd floor	Air	TEM	<19.38	None Detected
11/1/01	12	2nd floor	Air	TEM	<19.38	None Detected
11/1/01	13	1st floor	Air	TEM	<19.38	None Detected
11/1/01	14	lobby	Air	TEM	<19.38	None Detected
11/1/01	15	basement AC room adj to door	Air	TEM	<19.38	None Detected
11/1/01	16	basement AC room mid	Air	TEM	<19.38	None Detected
11/1/01	17	lower basement mid	Air	TEM	<19.38	None Detected
11/1/01	18	hallway adj to AC room	Air	TEM	<19.38	None Detected
11/1/01	19	QA/QC blank	Air	TEM	N/A	None Detected
11/1/01	20	QA/QC blank	Air	TEM	N/A	None Detected

APR-01-2002 12:01

P. 10

EMSL Analytical, Inc.

Cross Westchester Exec. Pk., 175 Clearbrook Rd.
Elmsford, NY 10523

Phone: (914) 592-4688 Fax: (914) 592-6798

EMSL

Attn:

Environmental Management Solutions
67 Woodside Avenue
Briarcliff Manor, NY 10510

Saturday, November 03, 2001

Ref Number: EF012271

Asbestos Fiber Analysis by Transmission Electron Microscopy (TEM)
Performed by EPA 40 CFR Part 763 Final Rule (AHERA)

Project: 17 Battery

Sample ID	Volume (liters)	Asbestos Type(s)	# STRUCTURES		Area Analyzed (mm ²)	Analytical Sensitivity (f/cc)	Asbestos Concentration	
			$\geq 0.5\mu$ - < 5μ	$\geq 5\mu$ Non-Asbestos			(f/mm ²)	(f/cc)
1	2960.00	None Detected		5	0.0516	0.0025	<19.38	<0.0025
2	3020.00	None Detected		0	0.0516	0.0025	<19.38	<0.0025
3	2940.00	None Detected		15	0.0516	0.0025	<19.38	<0.0025
4	2960.00	None Detected		8	0.0516	0.0025	<19.38	<0.0025
5	2960.00	None Detected		0	0.0516	0.0025	<19.38	<0.0025
6	2970.00	None Detected		13	0.0516	0.0025	<19.38	<0.0025

Tony Correla

Analyst



Approved
Signatory

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EMSL Analytical, Inc.

Cross Westchester Exec. Ph., 175 Clearbrook Rd.
Elmsford, NY 10523

Phone: (914) 592-4688 Fax: (914) 592-6798



Attn.:

Environmental Management Solutions
67 Woodside Avenue
Briarcliff Manor, NY 10510

Saturday, November 03, 2001

Ref Number: EF012271

Asbestos Fiber Analysis by Transmission Electron Microscopy (TEM)
Performed by EPA 40 CFR Part 763 Final Rule (AHERA)

Project: 17 Battery

Sample ID	Volume (liters)	Asbestos Type(s)	# STRUCTURES		Area Analyzed (mm ²)	Analytical Sensitivity (S/cc)	Asbestos Concentration	
			≥ 0.5μ - < 5μ	Non-Asbestos ≥ 5μ			(S/mm ²)	(S/cc)
7	2960.00	None Detected		8	0.0516	0.0025	<19.38	<0.0025
8	2940.00	None Detected		0	0.0516	0.0025	<19.38	<0.0025
9	2900.00	None Detected		16	0.0516	0.0025	<19.38	<0.0025
10	2880.00	None Detected		0	0.0516	0.0025	<19.38	<0.0025
11	2880.00	None Detected		0	0.0516	0.0025	<19.38	<0.0025
12	2840.00	None Detected		8	0.0516	0.0025	<19.38	<0.0025

Tony Correia

Analyst

Approved
Signatory

Disclaimer: This laboratory is not responsible for data reported in structures/cc, which is dependent on volume collected by non-laboratory personnel. This laboratory is only responsible for data reported in structures/mm². This report may not be reproduced, except in full, without written approval by EMSL. This report must not be used to claim product endorsement by NALAP or any agency of the U.S. Government. This report relates only to the samples reported above. Quality control data (including 85% confidence limits and laboratory and analyst's accuracy and precision) is available upon request.

2

EMSL Analytical, Inc.

Cross Westchester Exec. Pk., 175 Clearbrook Rd.
Elmsford, NY 10523

Phone: (914) 592-4688 Fax: (914) 592-6798

Attn.:

Environmental Management Solutions
67 Woodside Avenue
Briarcliff Manor, NY 10510

Saturday, November 03, 2001

Ref Number: EF012271

EMSL

Asbestos Fiber Analysis by Transmission Electron Microscopy (TEM)
Performed by EPA 40 CFR Part 763 Final Rule (AHERA)

Project: 17 Battery

Sample ID	Volume (liters)	Asbestos Type(s)	# STRUCTURES		Area Analyzed (mm ²)	Analytical Sensitivity (f/cc)	Asbestos Concentration	
			$\geq 0.5\mu$ - < 5μ	$\geq 5\mu$ Non-Asbestos			(f/mm ²)	(f/cc)
13	2820.00	None Detected		8	0.0518	0.0026	<19.38	<0.0026
14	2800.00	None Detected		0	0.0518	0.0027	<19.38	<0.0027
15	2430.00	None Detected		13	0.0518	0.0031	<19.38	<0.0031
16	2400.00	None Detected		0	0.0518	0.0031	<19.38	<0.0031
17	2400.00	None Detected		9	0.0518	0.0031	<19.38	<0.0031
18	2300.00	None Detected		0	0.0518	0.0032	<19.38	<0.0032

Tony Correia

Analyst

Robert Egan
Approved Signatory

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3

**WTC OT FOR: NEWMARK
FROM 9/11/01 to 09/23/01**

Included three (3) days plus all other OT

Lorenzo DiPompo Is paid thru NEWMARK Emergency Clean Up (19 HRS) 9/15 & 09/16

Gabe Lachioma Is paid thru NEWMARK Emergency Clean Up 9/16 (9HRS) @ Rate of \$18.4855

Louie Vosso paid thru NEWMARK Emergency Security (1 HR) Wk of 09/16 @ Rate of 16.9230

Roberto DiGiuseppe paid thru NEWMARK Emergency Clean Up 9/15 & 9/16 (19HRS)

Frank Rubino paid thru NEWMARK Emergency Clean Up 9/15 & 9/16 (19 HRS)

Julio Flores paid thru NEWMARK Emergency Clean Up (replacement)

**NEWMARK EMPLOYEES
EMERGENCY SERVICES FOR: ENGINEERS, CLEANING AND SECURITY STAFF**

Total charges are \$20,740.49

WTC OT FOR EMPLOYEES		17 Battery Place South	09/11/01 to 09/23/01
DATE (DAY EMPLOYEES)		HOURLY RATE / HOURS	TOTAL AMOUNT
(STARTERS)			
John Chedister	09/11-12-13	\$18.4855 8 hrs x 3= 24hrs	\$442.93
Sean O'Connell	09/11-12-13	\$16.9230 8 hrs x 3= 24hrs	\$406.15
Louie Vosso	09/11-12-13	\$16.9230 8 hrs x 3= 24 hrs	\$406.15
		OT (1 HR) \$16.9230	\$ 16.92
(DAY EMPLOYEES)		HOURLY RATE / HOURS	TOTAL AMOUNT
(CLEANING STAFF)			
Filomena Saraceni	09/11-12-13	\$16.9230 8 hrs x 3= 24 hrs	\$406.15
Lorenzo DiPompo	09/11-12-13	\$16.9230 8 hrs x 3= 24 hrs	\$406.15
		OT (19HRS) 09/15 & 09/16	\$321.54
(EVENING EMPLOYEES)		HOURLY RATE / HOURS	TOTAL AMOUNT
(CLEANING STAFF)			
J. Begonja	09/11-12-13	\$16.9230 8 hrs x 3= 24 hrs	\$406.15
R. Calabro	09/11-12-13	\$16.9230 8 hrs x 3= 24 hrs	\$406.15
R. DiGiuseppe	09/11-12-13	\$16.9230 8 hrs x 3= 24 hrs	\$406.15

NYC-WTC_000105200

WTC DISASTER

OVERTIME – PLUS DIFF., MM., Included in HOURS.

BREAKDOWN IN HOURS

	HOURS	TOTALS
MARIO	100	\$5,598.28
DEAN	75	\$3,037.65
TONY	52	\$2,162.96
JOHN	67	\$2,627.16

[illegible]

[illegible]

APR-02-02 10:17 AM

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ANTHONY DICOLANDREA WTC DISASTER

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APR-02-2002 10:19

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APR-02-02 10:17 AM

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JOHN KARBOWNIK WTC DISASTER

JOHN KARBOWNIK

DATE	OT HOURS	OT TOTAL	DIFF	DIFF TOTAL	MEAL	REGULAR HOURS GIVEN	REG TOTAL	TOTAL	
09/12/01						8	\$ 178.77	\$ 178.77	
09/13/01						8	\$ 178.77	\$ 178.77	
09/14/01						8	\$ 178.77	\$ 178.77	hooking up pumps
09/17/01	4	\$ 134.08	4	\$ 13.41	\$ 15.00			\$ 162.49	maintaining pumps
09/18/01	16	\$ 536.31	16	\$ 53.63	\$ 15.00			\$ 604.94	assisting con ed
09/19/01	12	\$ 402.23	12	\$ 40.22	\$ 15.00			\$ 457.46	assisting con ed
09/20/01	8	\$ 268.16	8	\$ 26.82	\$ 15.00			\$ 309.97	disaster cleanup
09/21/01	8	\$ 268.16	8	\$ 26.82	\$ 15.00			\$ 309.97	filter change 11 fl
09/22/01	8	\$ 268.16	1	\$ 3.35				\$ 271.51	filter change 11 fl
09/24/01	4	\$ 134.08	4	\$ 13.41	\$ 15.00			\$ 162.49	assisting con ed
09/25/01	8	\$ 268.16	8	\$ 26.82	\$ 15.00			\$ 309.97	assisting con ed
10/11/01	3	\$ 100.56	3	\$ 10.06				\$ 110.61	FQM cleanup
	71		64		\$ 105.00	24			
								\$3,235.72	

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96%

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