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August 19, 2011

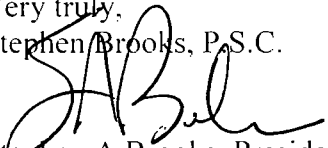
Ms Marianne Ortiz Lodin, Esq.
Assistant Regional Counsel
U.S. EPA, Region 4
Office of Environmental Accountability
71 Forsyth Street, S.W.
Atlanta, GA 30303

Subject: Louisville Industrial Park
1391 Dixie Hwy, Louisville, KY

Dear Attorney Lodin:

In reply to your letter stamped August 16, 2011 making similar requests to that from the Kentucky Department of Environmental Protection's letter dated July 22, 2011, I enclose our reply letter of August 1, 2011 to KDEP and confirm that my clients' position is unchanged. The site is encumbered by \$2.7M in non-performing mortgages and \$350k in delinquent taxes, and the limited liability company owner and its members are without funds to reply otherwise. We continue to offer your agency our up most in cooperation in your efforts to address your concerns on the property.

Very truly,
Stephen Brooks, P.S.C.


Stephen A Brooks, President
Attorney & Professional Engineer



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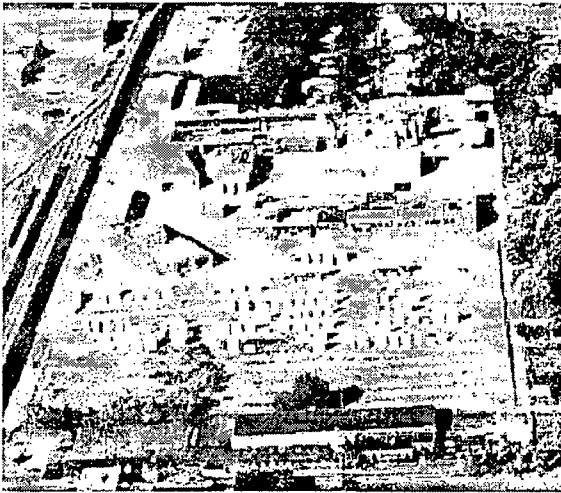
August 1, 2011

Mrs. Virginia Baker-Gorley, Esq.
Office of Legal Services
Department for Environmental Protection
200 Fair Oaks
Frankfort, KY 40601

Subject: Louisville Industrial Park LLC
1391 Dixie Highway, Louisville, KY 40210

Dear Attorney Baker-Gorley:

Our office represents Louisville Industrial Park LLC in a number of matters and makes reply to letters from your office dated July 22, 2011 (from Ms. Cheryl Harris) and August 17, 2010 (from Mr. Wesley Turner) received by us July 25, 2011 via email. Please direct future correspondence regarding this matter to me for our prompt attention.



Our client extends its up most cooperation and appreciation to your office on matters involving its now abandoned 29 acre site with 266,000 sf of buildings in various states of disrepair; however, states that it is without means to physically respond otherwise to your requests. It has no employees, funds, or asset other than this property. Its two members are without personal means to reply either; in large measure because of the hardship inflicted them by this property. Both are financially challenged, one is disabled, and barely feeding their families.

As you know, our client acquired this property in reliance on two environmental studies assuring it to be absent any environment hazard or concern. Our client neither created or contributed to the property's environmental issues; nor knew about same until recently informed by your Office.

It is virtually impossible to keep secure beyond the possibility of breach this large property from the neighborhood kids. The property is surrounded by a six foot chain link fence with barb wire, which in response to your letter, we found but three places of trespass entry.



The above photo shows what you call the 17th street gate. Though this section of fence is missing, it is obvious the site does not have 'unauthorized vehicular' traffic, since this is the only large open area in the fence and it is full of trash filling the entrance and prohibiting vehicle entry.

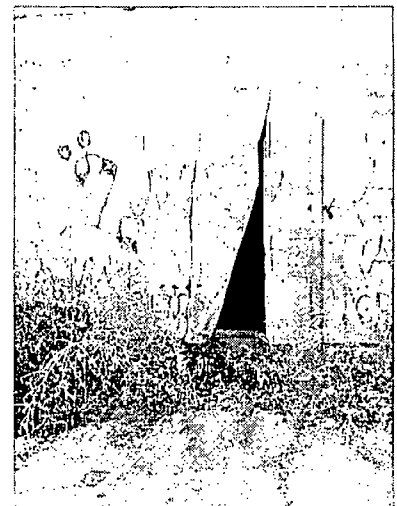


The photo to the left shows a small opening cut in the fence by the kids and evidence of foot traffic onto the site. This hole was found on the north side west of the one above.

The photo below right is the only other breach we found in the 29 acre perimeter where the kids pried their way into one of the perimeter buildings.

Though we applaud your good intentions of re-securing the perimeter and posting no

trespass signs, we think the effort futile and quickly ignored by the neighborhood kids.



We were unaware of the open well and agree that it should be covered.

We sent your letter, by our letter dated July 25, 2011, to the lender's counsel, Mr. Travis Crump, Esq., asking for the lender's assistance to secure and protect the site; but have no reply. In the past, the lender has replaced locks and provided some assistance to secure the site. Of late, the lender has gone silent on us.

We understand from your staff that you have ready and available the needed signage and ability to quickly address the concerns set out in your July 22, 2011 letter. In the interest of time, safety and given our client's distress and inability to reply, we grant your office a one time access to the site to repair the fence, post the signage and cover the well as you now recommend.

In answer to your August 17, 2010, the matters raised therein may now be mute. We understand that your office has since performed additional survey and testing of the site, placed the project on EPA's emergency response list, identified the real culprits that contaminated the site, and have formulated a corrective plan of action based on your findings. Our client was a victim. It has cost it everything it had. As the owner of the site, it looks forward to cooperating with your office in its remediation, its release of liability and your prosecution of the contaminating culprit.

Very truly,
Stephen Brooks, P.S.C.

Stephen A Brooks, President
Attorney & Professional Engineer