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May 17, 2004

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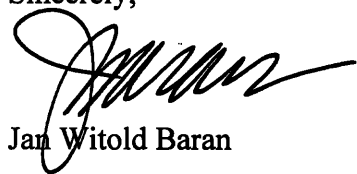
Via Fax & Hand Delivery

Re: MUR 5279

Dear Mr. Shonkwiler:

Enclosed please find a two-day extension of the tolling agreement.

Sincerely,



Jan Witold Baran

Enclosure

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
2004 MAY 18 A 11:22

RECEIVED
FEC MAIL
OPERATIONS CENTER
2004 MAY 18 A 11:08

BEFORE THE FEDERAL ELECTION COMMISSION

2004 MAY 18 A 11:09

In the Matter of:

The Kushner Companies;
40 Associated Partnerships;
Charles Kushner; Richard Stadtmauer;
and Jeffrey Freireich


MUR: 5279

**FIFTH CONSENT TO EXTEND TIME
TO INSTITUTE A CIVIL LAW ENFORCEMENT SUIT**

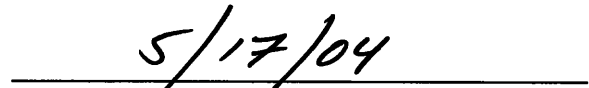
The Kushner Companies and the Associated Partnerships¹, Charles Kushner, Richard Stadtmauer, and Jeffrey Freireich, (collectively, "Respondents") and the Commission wish to extend pre-probable cause conciliation discussions in this MUR for an additional two (2) days. Respondents agree to toll the statute of limitations for a period of an additional two (2) days for any civil enforcement action that the Commission might institute concerning MUR 5279 pursuant to 2 U.S.C. § 437g(a)(6). Combined with the previous four tolling agreements signed by Respondents, this agreement thereby extends the time in which the Commission may institute a civil law enforcement suit to a total of eighty-nine (89) calendar days from the expiration date of the five-year statute of limitations found at 28 U.S.C. § 2462 and/or any other statute of

¹ "Associated partnerships" shall include the following partnerships as well as any other entities with a connection to "Kushner Companies" or Charles Kushner: 135 Montgomery Associates; 836 Avenue Associates; BP Developers, L.P.; Brick Building Associates, L.P.; Bruckner Plaza Associates; Colfax Manor, L.P.; College Park Associates, L.P.; Constantine Village Associates; Dara Building Associates, L.P.; East Brunswick Corporate Center; Edgewater Apartments Associates, L.P.; Elmwood V. Associates, L.P.; General Greene Village Associates; Glen Ellen Associates, L.P.; Hackettstown Square Associates; Harbor Island Realty Associates, L.P.; Kent Gardens Associates; Kushner Seiden Madison 64th, L.P.; LMEC Associates, L.P.; Millburn Associates, L.P.; Montgomery Associates; Mt. Arlington Apartments Associates, L.P.; New Puck, L.P.; Oakwood Garden Developers, L.P.; Pheasant Hollow Associates; Pitney Farms Associates, L.P.; QEM Associates, L.P.; Quail Ridge Associates, L.P.; Randolph Building Associates, L.P.; Reike, L.P.; Riverside Park Industrial Associates, L.P.; Rolling Gardens Associates; Seven S.L.P. Associates, L.P.; Sixty Six West Associates; Sod Farms Associates, L.P.; Sparta Building Associates, L.P.; Township Associates; Wallkill Apartments Associates, L.P.; West Brook Associates, L.P.; Westminster Sales & Marketing, L.P.

limitations or repose that may be applicable in this matter. There shall be no additional consent to extend the time to institute a civil law enforcement suit without the written consent of Respondents.



Jan Witold Baran
Counsel for Respondents



Date

2003.04.14 14:40:40