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May 18, 2004

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Mark D. Shonkwiler, Esq.  
Assistant General Counsel  
Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

Via Fax & Hand Delivery

Re: MUR 5279

Dear Mr. Shonkwiler:

Enclosed please find an extension of the tolling agreement in the above-captioned matter.

Sincerely,

Jan Witold Baran

Enclosure

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FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

2004 MAY 20 A 9:35

# BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of:

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

MUR: 5279

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## SIXTH CONSENT TO EXTEND TIME TO INSTITUTE A CIVIL LAW ENFORCEMENT SUIT


The Kushner Companies and the Associated Partnerships<sup>1</sup>, 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 five (5) days. Respondents agree to toll the statute of limitations for a period of an additional five (5) days for any civil enforcement action that the Commission might institute concerning MUR 5279 pursuant to 2 U.S.C. § 437f(a)(6). Combined with the previous five 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 ninety-four (94) 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

<sup>1</sup> "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 64<sup>th</sup>, L.P.; LMBC 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.

Federal Election Commission  
Sixth Tolling Agreement for MJR 5279  
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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

5/19/04  
\_\_\_\_\_  
Date