



PLAINTIFF'S EXHIBIT

BIR-360

December 13, 1989

Mr Joseph A McCormick Jr
Weinberg and McCormick
Counsellors at Law
109 Haddon Avenue
Haddonfield NJ 08033

RE: DR MURRAY H MOLIKEN
1046 DELL PLACE
CHERRY HILL NJ

Dear Mr. McCormick:

Mr. Moliken's shingle complaint has been referred to me for review.

Bird shingles were installed on Dr. Moliken's roof in 1975. At today's cost, replacing a roof costs about \$100 per square, which includes labor and material. The roof in question is 60 squares. The Bird shingles have been on the roof for 15 years of a 25 year warranty period. Based on the above numbers, without disputing the merits, a payment of \$2640 would make Dr. Moliken whole. Mr. Patenaude offered \$1320 to settle the matter last February. In light of the time and expense of trial, Mr. Patenaude's offer is fair, even when measured against \$2640. If litigation is commenced, I will defend Bird myself, at little or no cost to the Company.

Notwithstanding the above, and without admitting liability, I am willing to settle this matter for \$1500. If this offer is not accepted on or before January 17, 1990, it shall be deemed revoked.

Please advise.

Sincerely,

A handwritten signature in dark ink, appearing to read "F S Anthony", is written over the typed name.

Frank S Anthony
Vice President and General Counsel

FSA/bd

CC: Mr C J Patenaude
R & D and Q C Manager