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February 12, 2007

**BY HAND**

Hon. Stuart M. Bernstein  
Chief United States Bankruptcy Judge  
United States Bankruptcy Court  
Southern District of New York  
One Bowling Green  
New York, New York 10004

**RE: Chapter 11 case No. 04-16410**  
**Kollel Match Ephraim, LLC**

Dear Judge Bernstein:

I am writing to apprise the Court of the situation of the premises at issue in the above referenced case known as The Meadows (the "Premises" or the "Property"). As the Court is aware there has been an ongoing dispute with respect to the Premises since the inception of the case. The present aspect of the dispute involves a settlement placed on the record without authority on July, 20, 2005. This issue came before the Court in or about September of 2005, and has been fully litigated and presently the parties are awaiting a decision from the Court. The Debtor has maintained possession and control of the Premises throughout the proceedings under the color of an occupancy agreement whose term has long expired and whose basic conditions have been breached in every possible way.

In any event, as a debtor-in-possession the Debtor has a basic responsibility to maintain its Property in proper condition so as not to erode the value of its assets. In the instant case the Debtor has completely neglected the Premises in a fashion that has severely diminished the Premises value. This was particularly so during the summer of 2006 where the Premises appear to have been vandalized and left in a state of horrible neglect. It is worth noting, that this neglect and damage took place at the same time that the Debtor was litigating the issue of its future dominion over the Premises in the Bankruptcy Court. Apparently, in order to hedge its bets against a possible loss in Court, the Debtor completely abdicated its responsibility as a debtor-in-possession, and did absolutely nothing to maintain the Premises and gave its occupants free reign to destroy and vandalize the Property.

In summary, the Debtor took over a beautiful facility maintained by the Griffins in exemplary fashion and has left it a complete shambles. The damages involved here are difficult to put exact dollar amounts on without the benefit of experts, but its is clear that nothing less than a major restoration and overhaul would be necessary to bring the Property back to its original condition. This issue has come to Helen May's attention as a result of a series of inspections it performed in December of 2006. Pictures taken during those inspections as well as a compare and contrast view of the Premises in its original condition can be viewed at the following web address. <http://www.griffin-house.com/damages/damage.html>.

Helen-May hereby requests an emergency status conference to discuss the above situation with the Court and the remedies that are appropriate under the circumstances.

Respectfully,

David Carlebach

cc: Scott Krinsky, Esq. (by fax)