

S-1-2010  
RESPONSE

Mr. Coleman, As we sift through your materials you should be advised that some time ago we offered to pay you a sum sufficient to purchase sealant and assisted you in obtaining a bid to do the work. Your failure to undertake such action when it was appropriate is the present cause of your claimed property damage. Legally this is referred to as failure to mitigate one's damages. We again suggests you take action to remediate any problems you may be having. **We will not be responsible for any damages caused by your own failure to act.**

---

**John R. Pendergast**  
Senior Counsel

Phone: 216 839-7801  
Mobile: 216 577-1920  
[john.pendergast@basf.com](mailto:john.pendergast@basf.com)  
Postal Address:  
BASF Corporation  
23700 Chagrin Blvd.  
Beachwood, OH 44122

**BASF - The Chemical Company**

[www.basf.com/usa](http://www.basf.com/usa)