April 20, 2009

Cerberus Capital Management, L.P.
299 Park Avenue
New York, NY 10171

Dear Sir or Madam:

The Project On Government Oversight (POGO) has updated its Federal Contractor Misconduct Database (http://www.contractormisconduct.org/), a compilation of information from public resources regarding government contractors, including Cerberus Capital Management. I have enclosed the findings relevant to your company, and I am seeking verification of this data.

Any response would be greatly appreciated, as the accuracy of this information is in the best interest of all parties. Out of fairness to Cerberus Capital Management, please be assured that any response received by POGO will be posted on the website along with the data. Please note that the database includes pending instances, but these are kept separate from resolved instances and are not included in the totals.

If you have any questions, I can be reached at (202) 347-1122. Thank you for your time and consideration.

Sincerely,

Neil Gordon
Investigator

Enclosure
Instances

Inadequate Storage of Hazardous Waste
Date: 02/01/2006 (Date of Consent Decree)
Misconduct Type: Environment
Enforcement Agency: State/Local
Contracting Party: None
Court Type: Administrative
Amount: $27,800
Disposition: Administrative Agreement
Synopsis: On February 1, 2006, the State of California Environmental Protection Agency and IAP Worldwide Services subsidiary Johnson Controls entered into a consent decree concerning alleged inadequate hazardous waste material storage that may have released this material into the environment. The first payment under the consent agreement is for $27,800, with costs potentially reaching $55,601.

EEOC v. Johnson Controls (Sexual Harassment)
Date: 10/19/2005 (Date of Consent Decree)
Misconduct Type: Labor
Enforcement Agency: EEOC
Contracting Party: None
Court Type: Administrative
Amount: $125,000
Disposition: Settlement
Synopsis: On October 19, 2005, Johnson Controls (purchased by IAP in March 2005) signed a consent decree with the Equal Employment Opportunity Commission agreeing to pay a female employee $125,000 in monetary relief. The EEOC alleged that Johnson Controls "allowed its employees to subject charging party, a line worker at defendant's SouthView Plant in Holland, Michigan, to sexually offensive conduct in violation of Title VII...from late 1998 until late 2003...male coworkers subjected her to constant sexual harassment, including touching, grabbing, fondling, offensive gestures, stalking, and other unwelcome verbal and physical conduct."