DATE: May 24, 2018

TO: Katelyn Antonucci, Staff Coordinator
Zoning Evaluation Division
Department of Planning and Zoning

FROM: Jo Ellen Groves, Paralegal
Office of the County Attorney

SUBJECT: Affidavit
Application No.: PCA/FDPA 1996-LE-047
Applicant: HD Development of Maryland, Inc.
PC Hearing Date: 4/26/18
BOS Hearing Date: 6/5/18

REF.: 141712

Attached is an affidavit which has been approved by the Office of the County Attorney for the referenced case. Please include this affidavit dated 5/23/18, which bears my initials and is numbered 141712e, when you prepare the staff report.

Thank you for your cooperation.

Attachment
cc: (w/attach) Julia Nichols, Planning Technician I (Sent via e-mail)
Zoning Evaluation Division
Department of Planning and Zoning
REZONING AFFIDAVIT

DATE: May 23, 2018
(enter date affidavit is notarized)

I, Andrew A. Painter, attorney/agent, do hereby state that I am an
(enter name of applicant or authorized agent)

(check one) [ ] applicant
[✓] applicant’s authorized agent listed in Par. 1(a) below

in Application No.(s): PCA/FDPA 1996-LE-047
(enter County-assigned application number(s), e.g. RZ 88-V-001)

and that, to the best of my knowledge and belief, the following information is true:

1(a). The following constitutes a listing of the names and addresses of all APPLICANTS, TITLE
OWNERS, CONTRACT PURCHASERS, and LESSEES of the land described in the application,*
and, if any of the foregoing is a TRUSTEE,** each BENEFICIARY of such trust, and all
ATTORNEYS and REAL ESTATE BROKERS, and all AGENTS who have acted on behalf of any
of the foregoing with respect to the application:

(NOTE: All relationships to the application listed above in BOLD print must be disclosed.
Multiple relationships may be listed together, e.g., Attorney/Agent, Contract Purchaser/Lessee,
Applicant/Title Owner, etc. For a multiparcel application, list the Tax Map Number(s) of
the parcel(s) for each owner(s) in the Relationship column.)

<table>
<thead>
<tr>
<th>NAME</th>
<th>ADDRESS</th>
<th>RELATIONSHIP(S)</th>
</tr>
</thead>
<tbody>
<tr>
<td>HD Development of Maryland, Inc.</td>
<td>2455 Paces Ferry Road SE Atlanta, GA 30339</td>
<td>Applicant/Title Owner of Tax Map 90-2 ((1)) 101A2, 101B</td>
</tr>
<tr>
<td>Agents: Thomas F. Gallagher Jessica Borgert Deborah L. Straw</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

(check if applicable) [✓] There are more relationships to be listed and Par. 1(a) is
continued on a "Rezoning Attachment to Par. 1(a)" form.

* In the case of a condominium, the title owner, contract purchaser, or lessee of 10% or more of the units in the
condominium.

** List as follows: Name of trustee, Trustee for (name of trust, if applicable), for the benefit of: (state name of each
beneficiary).

FORM RZA-1 Updated (7/1/06)
Rezoning Attachment to Par. 1(a)

DATE: May 23, 2018

for Application No. (s): PCA/FDPA 1996-LE-047

(enter date affidavit is notarized)

(enter County-assigned application number (s))

(NOTE): All relationships to the application are to be disclosed. Multiple relationships may be listed together, e.g., Attorney/Agent, Contract Purchaser/Lessee, Applicant/Title Owner, etc. For a multiparcel application, list the Tax Map Number(s) of the parcel(s) for each owner(s) in the Relationship column.

NAME
(enter first name, middle initial, and last name)

Walsh, Colucci, Lubeley & Walsh, P.C.

Agents: Martin D. Walsh
Lynne J. Strobel
M. Catharine Puskar
• Sara V. Mariska (FORMER effective 6/1/18)
  Andrew A. Painter
  Kevin M. MacWhorter
  Matthew J. Allman (FORMER)
  Robert D. Brant
  Nicholas V. Cumings
  Steven M. Mikulic
  Elizabeth D. Baker
  Inda E. Stagg (FORMER)

VIKA, Incorporated

Agents: John F. Amatetti
Robert R. Cochran
P. Christopher Champagne

VIKA Virginia, LLC

Agents: John F. Amatetti
P. Christopher Champagne
Robert R. Cochran
Stephen E. Crowell

M. J. Wells and Associates, Inc.

Agents: Robin L. Antonucci (FORMER)
  Christopher L. Kabatt
  Jeremy Y. Ko
  William F. Johnson

RL Antonucci, LLC

Agent: Robin L. Antonucci

ADDRESS
(enter number, street, city, state, and zip code)

2200 Clarendon Boulevard, Suite 1300
Arlington, VA 22201

8180 Greensboro Drive, Suite 200
Tysons, VA 22102

8180 Greensboro Drive, #200
Tysons, VA 22102

1420 Spring Hill Road, Suite 610
Tysons, VA 22102

9576 Sunnyslope Drive
Manassas, Virginia 20112

RELATIONSHIP(S)
(enter applicable relationships listed in BOLD above)

Attorneys/Agents for Applicant
Attorney/Agent
Attorney/Agent
Attorney/Agent
Attorney/Agent
Attorney/Agent
Attorney/Agent
Attorney/Agent
Planner/Agent
Planner/Agent

Engineers/Planners/Agent

Transportation Consultant/Agent

Transportation Consultant/Agent

There are more relationships to be listed and Par. 1(a) is continued further on a “Rezoning Attachment to Par. 1(a)” form.

Information updated.
REZONING AFFIDAVIT

for Application No. (s): PCA/FDPA 1996-LE-047

Page Two

Y. -Wz, 1(b). The following constitutes a listing*** of the SHAREHOLDERS of all corporations disclosed in this affidavit who own 10% or more of any class of stock issued by said corporation, and where such corporation has 10 or less shareholders, a listing of all of the shareholders, and if the corporation is an owner of the subject land, all of the OFFICERS and DIRECTORS of such corporation:

(NOTE: Include SOLE PROPRIETORSHIPS, LIMITED LIABILITY COMPANIES, and REAL ESTATE INVESTMENT TRUSTS herein.)

CORPORATION INFORMATION

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
HD Development of Maryland, Inc.
2455 Paces Ferry Road SE
Atlanta, GA 30339

DESCRIPTION OF CORPORATION: (check one statement)

[ ] There are 10 or less shareholders, and all of the shareholders are listed below.

[✓] There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.

[ ] There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)

HD Development Holdings, Inc.

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)

- Ann-Marie Campbell, President;
- Carol B. Tome, VP & Treasurer;
- Teresa Wynn Roseborough, VP & Secretary;
- James D. Bramlett, Jr., Asst. Secretary;
- Joelyn J. Hunter, Asst Secretary;
- K. David Steele, Asst Secretary;
- Karen Dewatt, Asst Treasurer;
- Meredith C. Shaughnessy, Asst Secretary;
- Peter J. Muniz, Asst Secretary;
- Scott Bomar, Asst. Treasurer;
- Stacy S. Ingram, Asst Secretary;
- Jessica Borgert, Senior Corporate Counsel

(check if applicable) [✓] There is more corporation information and Par. 1(b) is continued on a “Rezoning Attachment 1(b)” form.

*** All listings which include partnerships, corporations, or trusts, to include the names of beneficiaries, must be broken down successively until: (a) only individual persons are listed or (b) the listing for a corporation having more than 10 shareholders has no shareholder owning 10% or more of any class of stock. In the case of an APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land that is a partnership, corporation, or trust, such successive breakdown must include a listing and further breakdown of all of its partners, of its shareholders as required above, and of beneficiaries of any trusts. Such successive breakdown must also include breakdowns of any partnership, corporation, or trust owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land. Limited liability companies and real estate investment trusts and their equivalents are treated as corporations, with members being deemed the equivalent of shareholders; managing members shall also be listed. Use footnote numbers to designate partnerships or corporations, which have further listings on an attachment page, and reference the same footnote numbers on the attachment page.
Rezoning Attachment to Par. 1(b)

DATE: May 23, 2018
(enter date affidavit is notarized)

for Application No. (s): PCA/FDPA 1996-LE-047
(enter County-assigned application number (s))

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
HD Development Holdings, Inc.
2455 Paces Ferry Road SE
Atlanta, GA 30339

DESCRIPTION OF CORPORATION: (check one statement)

[✓] There are 10 or less shareholders, and all of the shareholders are listed below.

[ ] There are more than 10 shareholders, and all of the shareholders owning 10% or more of
any class of stock issued by said corporation are listed below.

[ ] There are more than 10 shareholders, but no shareholder owns 10% or more of any class
of stock issued by said corporation, and no shareholders are listed below.

NAMES OF SHAREHOLDERS: (enter first name, middle initial, and last name)
Home Depot U.S.A. Inc.

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name & title, e.g. President,
Vice President, Secretary, Treasurer, etc.)

Ann-Marie Campbell, President; Carol B. Tome, VP & Treasurer; Teresa Wynn Roseborough, VP & Secretary; James D.
Bramlett, Jr., Asst. Secretary; Jocelyn J. Hunter, Asst Secretary; K. David Steele, Asst Secretary; Karen Dewatt, Asst
Treasurer; Meredith C. Shaughnessy, Asst Secretary; Peter J. Muniz, Asst Secretary; Scott Bomar, Asst. Treasurer; Stacy
S. Ingram, Asst Secretary

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
Home Depot U.S.A. Inc.
2455 Paces Ferry Road SE
Atlanta, GA 30339

DESCRIPTION OF CORPORATION: (check one statement)

[✓] There are 10 or less shareholders, and all of the shareholders are listed below.

[ ] There are more than 10 shareholders, and all of the shareholders owning 10% or more of
any class of stock issued by said corporation are listed below.

[ ] There are more than 10 shareholders, but no shareholder owns 10% or more of any class
of stock issued by said corporation, and no shareholders are listed below.

NAMES OF SHAREHOLDERS: (enter first name, middle initial, and last name)
The Home Depot, Inc.

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name & title, e.g. President,
Vice-President, Secretary, Treasurer, etc.)

Craig A. Menear, CEO and President; Ann-Marie Campbell, EVP; Carol B. Tome, EVP; Teresa Wynn Roseborough,
EVP; Jocelyn J. Hunter, VP; K. David Steele, VP; Karen Dewatt, VP; Meredith C. Shaughnessy, Asst Secretary; James D.
Bramlett, Jr., Asst. Secretary; Peter J. Muniz, VP; Scott Bomar, VP; Michael S. LaFerle, VP; Stacy S. Ingram, Asst
Secretary and Deputy Corporate Secretary

(check if applicable) [✓] There is more corporation information and Par. 1(b) is continued further on a
"Rezoning Attachment to Par. 1(b)" form.

FORM RZA-1 Updated (7/1/06)
Rezoning Attachment to Par. 1(b)

DATE: May 23, 2018
(enter date affidavit is notarized)

for Application No. (s): PCA/FDPA 1996-LE-047
(enter County-assigned application number (s))

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
The Home Depot, Inc.
2455 Paces Ferry Road SE
Atlanta, GA 30339

DESCRIPTION OF CORPORATION: (check one statement)

[ ] There are 10 or less shareholders, and all of the shareholders are listed below.

[ ] There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.

[√] There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF SHAREHOLDERS: (enter first name, middle initial, and last name)
Publicly traded

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name & title, e.g. President, Vice President, Secretary, Treasurer, etc.)

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
VIKA, Incorporated
8180 Greensboro Drive, Suite 200
Tysons, VA 22102

DESCRIPTION OF CORPORATION: (check one statement)

[√] There are 10 or less shareholders, and all of the shareholders are listed below.

[ ] There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.

[ ] There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)
John F. Amatetti    Mark G. Morelock    Michael D. Benton
Charles A. Irish, Jr.    Jeffrey B. Amateau (former)    Edmund J. Ignacio
Harry L. Jenkins (former)    Kyle U. Oliver    P. Christopher Champagne
Robert R. Cochran

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)

(check if applicable)  [√] There is more corporation information and Par. 1(b) is continued further on a "Rezoning Attachment to Par. 1(b)" form.

FORM RZA-1 Updated (7/1/06)
Rezoning Attachment to Par. 1(b)

DATE: 
May 23, 2018
(enter date affidavit is notarized)

for Application No. (s): 
PCA/FDPA 1996-LE-047
(enter County-assigned application number (s))

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
Walsh, Colucci, Lubeley & Walsh, P.C.
2200 Clarendon Boulevard, Suite 1300
Arlington, VA 22201

DESCRIPTION OF CORPORATION: (check one statement)
[ ] There are 10 or less shareholders, and all of the shareholders are listed below.
[√] There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
[ ] There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)

Wendy A. Alexander
Jay du Von (FORMER)
Sara V. Mariska (FORMER effective 6/1/18)
Kathleen H. Smith
Lynne J. Strobel
Garth M. Wainman
Nan E. Walsh

David J. Bomgardner
William A. Fogarty
Charles E. McWilliams
Andrew A. Painter

E. Andrew Burcher
John H. Foote
J. Randall Minchew
N. Walsh

Thomas J. Colucci
H. Mark Goetzman

L. Strobel

Michael J. Coughlin
Bryan H. Guidash
Michael J. Kalish
John E. Rinaldi

Peter M. Dolan, Jr.
Michael J. Kieffer
M. Catharine Puskar

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
VIKA Virginia, LLC
8180 Greensboro Drive, #200
Tysons, VA 22102

DESCRIPTION OF CORPORATION: (check one statement)
[√] There are 10 or less shareholders, and all of the shareholders are listed below.
[ ] There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
[ ] There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)
John F. Amatetti
Mark O. Morelock
Michael D. Benton

Charles A. Irish, Jr.
Jeffrey B. Amateto (former)
Edmund J. Ignacio

Harry L. Jenkins (former)
Kyle U. Oliver

Robert R. Cochran
P. Christopher Champagne

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)

(check if applicable) [√] There is more corporation information and Par. 1(b) is continued further on a "Rezoning Attachment to Par. 1(b)" form.

Information updated.
Rezoning Attachment to Par. 1(b)

DATE: May 23, 2018
(enter date affidavit is notarized)

for Application No. (s): PCA/FDPA 1996-LE-047
(enter County-assigned application number (s))

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
M. J. Wells & Associates, Inc.
1420 Spring Hill Road, Suite 610
Tysons, VA 22102

DESCRIPTION OF CORPORATION: (check one statement)
[ ] There are 10 or less shareholders, and all of the shareholders are listed below.
[ ] There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
[✓] There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF THE SHAREHOLDERS: (enter first name, middle initial, and last name)
M. J. Wells & Associates, Inc. is an Employee Stock Ownership Plan (ESOP). All employees are eligible Plan participants; however, no one employee owns 10% or more of any class of stock.

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
RLAntonucci, LLC
9576 Sunnyslope Drive
Manassas, Virginia 20112

DESCRIPTION OF CORPORATION: (check one statement)
[✓] There are 10 or less shareholders, and all of the shareholders are listed below.
[ ] There are more than 10 shareholders, and all of the shareholders owning 10% or more of any class of stock issued by said corporation are listed below.
[ ] There are more than 10 shareholders, but no shareholder owns 10% or more of any class of stock issued by said corporation, and no shareholders are listed below.

NAMES OF SHAREHOLDERS: (enter first name, middle initial, and last name)
Sole Member: Robin L. Antonucci

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)

(check if applicable) [ ] There is more corporation information and Par. 1(b) is continued further on a "Rezoning Attachment to Par. 1(b)" form.
REZONING AFFIDAVIT

DATE: May 23, 2018

(enter date affidavit is notarized)

for Application No. (s): PCA/FDPA 1996-LE-047

(enter County-assigned application number(s))

1(c). The following constitutes a listing*** of all of the PARTNERS, both GENERAL and LIMITED, in any partnership disclosed in this affidavit:

PARTNERSHIP INFORMATION

PARTNERSHIP NAME & ADDRESS: (enter complete name, number, street, city, state and zip code)

None

(check if applicable) [ ] The above-listed partnership has no limited partners.

NAMES AND TITLE OF THE PARTNERS (enter first name, middle initial, last name, and title, e.g. General Partner, Limited Partner, or General and Limited Partner)

(check if applicable) [ ] There is more partnership information and Par. 1(c) is continued on a “Rezoning Attachment to Par. 1(c)” form.

*** All listings which include partnerships, corporations, or trusts, to include the names of beneficiaries, must be broken down successively until: (a) only individual persons are listed or (b) the listing for a corporation having more than 10 shareholders has no shareholder owning 10% or more of any class of stock. In the case of an APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land that is a partnership, corporation, or trust, such successive breakdown must include a listing and further breakdown of all of its partners, of its shareholders as required above, and of beneficiaries of any trusts. Such successive breakdown must also include breakdowns of any partnership, corporation, or trust owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land. Limited liability companies and real estate investment trusts and their equivalents are treated as corporations, with members being deemed the equivalent of shareholders; managing members shall also be listed. Use footnote numbers to designate partnerships or corporations, which have further listings on an attachment page, and reference the same footnote numbers on the attachment page.

FORM RZA-1 Updated (7/1/06)
REZONING AFFIDAVIT

DATE: May 23, 2018

for Application No. (s): PCA/FDPA 1996-LE-047

1(d). One of the following boxes must be checked:

[ ] In addition to the names listed in Paragraphs 1(a), 1(b), and 1(c) above, the following is a listing of any and all other individuals who own in the aggregate (directly and as a shareholder, partner, and beneficiary of a trust) 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land:

[✓] Other than the names listed in Paragraphs 1(a), 1(b), and 1(c) above, no individual owns in the aggregate (directly and as a shareholder, partner, and beneficiary of a trust) 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land.

2. That no member of the Fairfax County Board of Supervisors, Planning Commission, or any member of his or her immediate household owns or has any financial interest in the subject land either individually, by ownership of stock in a corporation owning such land, or through an interest in a partnership owning such land.

EXCEPT AS FOLLOWS: (NOTE: If answer is none, enter “NONE” on the line below.)

NONE.

(check if applicable) [ ] There are more interests to be listed and Par. 2 is continued on a “Rezoning Attachment to Par. 2” form.
REZONING AFFIDAVIT

DATE: May 23, 2018

for Application No. (s): PCA/FDPA 1996-LE-047

3. That within the twelve-month period prior to the public hearing of this application, no member of the Fairfax County Board of Supervisors, Planning Commission, or any member of his or her immediate household, either directly or by way of partnership in which any of them is a partner, employee, agent, or attorney, or through a partner of any of them, or through a corporation in which any of them is an officer, director, employee, agent, or attorney or holds 10% or more of the outstanding bonds or shares of stock of a particular class, has, or has had any business or financial relationship, other than any ordinary depositor or customer relationship with or by a retail establishment, public utility, or bank, including any gift or donation having a value of more than $100, singularly or in the aggregate, with any of those listed in Par. 1 above.

EXCEPT AS FOLLOWS: (NOTE: If answer is none, enter "NONE" on line below.)

None

(NOTE: Business or financial relationships of the type described in this paragraph that arise after the filing of this application and before each public hearing must be disclosed prior to the public hearings. See Par. 4 below.)

(check if applicable) [ ] There are more disclosures to be listed and Par. 3 is continued on a "Rezoning Attachment to Par. 3" form.

4. That the information contained in this affidavit is complete, that all partnerships, corporations, and trusts owning 10% or more of the APPLICANT, TITLE OWNER, CONTRACT PURCHASER, or LESSEE* of the land have been listed and broken down, and that prior to each and every public hearing on this matter, I will reexamine this affidavit and provide any changed or supplemental information, including business or financial relationships of the type described in Paragraph 3 above, that arise on or after the date of this application.

WITNESS the following signature:

[ ] Applicant  [✓] Applicant’s Authorized Agent

Andrew A. Painter, attorney/agent

(type or print first name, middle initial, last name, and title of signee)

Subscribed and sworn to before me this 23 day of May, 2018, in the State/Comm. of Virginia, County/City of Arlington.

My commission expires: 11/30/2019