DATE: August 3, 2021

TO: Alexis Robinson, Staff Coordinator
Zoning Evaluation Division
Department of Planning and Zoning

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

SUBJECT: Affidavit
Application No.: FDP 2018-HM-020
Applicant: APA Properties No. 6, L.P.
PC Hearing Date:
BOS Hearing Date:

REF.: 162151

Attached is an affidavit which has been approved by the Office of the County Attorney for the referenced case. Please include this affidavit dated 7/26/21, which bears my initials and is numbered 162151a, when you prepare the staff report.

Thank you for your cooperation.

Attachment
cc: (w/attach) Julia Nichols, Planning Technician 1 (Sent via e-mail)
Zoning Evaluation Division
Department of Planning and Zoning
REZONING AFFIDAVIT

DATE: July 26, 2021
(enter date affidavit is notarized)

I, Bernard S. Suchcital, 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): FDP 2018-HM-020
(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:

I(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>APA Properties No. 6, L.P.</td>
<td>4710 Eisenhower Boulevard, #C1 Tampa, FL 33634</td>
<td>Applicant/Title Owner of Tax Map 17-4 ((5)) 3N1 pt., 3W2 pt., 7E2 pt., 7N2</td>
</tr>
<tr>
<td>Agents: Kristopher M. Hoover Allan Abrams Joshua Abrams</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Peter Lawrence of Virginia, Inc.</td>
<td>11425 Isaac Newton Square South, Ste F-1 Reston, VA 20190</td>
<td>Property Manager/Agent</td>
</tr>
<tr>
<td>Agent: Michael P. Saule</td>
<td></td>
<td></td>
</tr>
<tr>
<td>MidAtlantic Realty Partners, LLC</td>
<td>3050 K Street, N.W., #125 Washington, DC 20007</td>
<td>Development Manager/Agent</td>
</tr>
<tr>
<td>Agents: Frederick W. Rothmeijer Robert J. Murphy Kevin W. Schaar Armour Shaw</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).
Rezoning Attachment to Par. 1(a)

DATE: ___________ July 26, 2021 ___________ (enter date affidavit is notarized)

for Application No. (s): ___________ FDP 2018-HM-020 ___________ (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.

<table>
<thead>
<tr>
<th>NAME</th>
<th>ADDRESS</th>
<th>RELATIONSHIP(S)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Urban Engineering &amp; Associates, Inc. t/a</td>
<td>7712 Little River Turnpike</td>
<td>Engineers/Agent</td>
</tr>
<tr>
<td>Urban Ltd.</td>
<td>Annandale, VA 22003</td>
<td></td>
</tr>
<tr>
<td>Agents:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Eric S. Siegel</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Peter F. Crawford</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Kevin J. Tankersley</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Alex C. Clites</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Colin Harlan</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Walsh, Colucci, Lubeley &amp; Walsh, P.C.</td>
<td>2200 Clarendon Boulevard, Suite 1300</td>
<td>Attorneys/Planners/Agent</td>
</tr>
<tr>
<td>Agents:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Lynne J. Strobel</td>
<td></td>
<td></td>
</tr>
<tr>
<td>M. Catharine Puskar</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Andrew A. Painter</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Robert D. Brant</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Kathryn R. Taylor</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Elizabeth D. Baker</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bernard S. Suchicital</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

(enter applicable relationships listed in BOLD above)

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

Information added.
REZONING AFFIDAVIT

DATE: July 26, 2021

for Application No. (s): FDP 2018-HM-020

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:

(CORPORATION INFORMATION)

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

INS '95 Corp.
11425 Isaac Newton Square South, Ste F-1
Reston, VA 20190

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)

Allan Abrams

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g.

President, Vice-President, Secretary, Treasurer, etc.)

Kristopher M. Hoover, President
Allan Abrams, Chairman, Director
Elaine Abrams, Secretary
(enter name, number, street, city, state, and zip code)

(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 any 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)
DATE: July 26, 2021
(enter date affidavit is notarized)

for Application No. (s): FDP 2018-HM-020
(enter County-assigned application number (s))

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
MidAtlantic Realty Partners, LLC
3050 K Street, N.W., #125
Washington, DC 20007

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)
Members: J. Richard Saas, Frederick W. Rothmeijer, Robert J. Murphy, Ryan K. Wade

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)
Management Committee: J. Richard Saas, Frederick W. Rothmeijer, Robert J. Murphy, Ryan K. Wade

NAME & ADDRESS OF CORPORATION: (enter complete name, number, street, city, state, and zip code)
Peter Lawrence of Virginia, Inc.
11425 Isaac Newton Square South, Ste F-1
Reston, VA 20190

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)
Allan Abrams
David Abrams
Joshua Abrams
Roberta Abrams

NAMES OF OFFICERS & DIRECTORS: (enter first name, middle initial, last name, and title, e.g. President, Vice-President, Secretary, Treasurer, etc.)
Kristopher M. Hoover, President
Allan Abrams, Director
Elaine Abrams, Director

(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: July 26, 2021
(enter date affidavit is notarized)

for Application No. (s): FDP 2018-HM-020
(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
John H. Foote
Charles E. McWilliams
Kathleen H. Smith
David J. Bomgardner
H. Mark Goetzman
Antonia E. Miller
Lynee J. Strobel
E. Andrew Burcher
Bryan H. Guidash
J. Randall Minchew
Erin M. Thiebert
Jonelle M. Cameron
Michael J. Kalish
Andrew A. Painter
Garth M. Wainman
Thomas J. Colucci
Michael R. Kieffer
M. Catharine Puskar
Matthew A. Westover
Michael J. Coughlin

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)
Urban Engineering & Associates, Inc. t/a Urban Ltd.
7712 Little River Turnpike
Annandale, Virginia 22003

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)
J. Edgar Sears, Jr.
Brian A. Sears

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: July 26, 2021

for Application No. (s): FDP 2018-HM-020

PARTNERSHIP INFORMATION

PARTNERSHIP NAME & ADDRESS: (enter complete name, number, street, city, state and zip code)
APA Properties No. 6, L.P.
4710 Eisenhower Boulevard, #C1
Tampa, FL 33634

(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)

General Partner: Limited Partners:
INS '95 Corp. Forman Group, LLC*
RA Investments 1994, LLC*
JA Investments 1994, LLC*
David Abrams t/d 12/31/94 f/b/o David Abrams
Joshua Abrams 10/31/06 Descendants Trust f/b/o underage children
Trust F/B/O Madison Kate Abrams U/A/D April 4, 2001
Trust F/B/O Megan Rose Abrams U/A/D April 4, 2001
Trust F/B/O Reid Morris Abrams U/A/D April 4, 2001
Trust F/B/O Maxwell Daniel Llewellyn U/A/D April 4, 2001
Trust F/B/O Isaac Rockwell Llewellyn U/A/D April 4, 2001
Louise Abrams 2005 Trust U/A Dated 10/11/2005 F/B/O Isabel Knispel
Louise Abrams 2005 Trust U/A Dated 10/11/2005 F/B/O David Abrams
RA Investments 2014, LLC*
JA Investments 2014, LLC*
APA Properties No. 4, L.P.
FA Partners, L.P.*
Allan Abrams Declaration of Trust, U/A/D 05/20/07 f/b/o Allan Abrams

(*owns less than 10% of APA Properties No. 6, L.P.)

(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 Attachment to Par. 1(c)

DATE: July 26, 2021
(enter date affidavit is notarized)

for Application No. (s): FDP 2018-HM-020
(enter County-assigned application number (s))

PARTNERSHIP NAME & ADDRESS: (enter complete name & number, street, city, state & zip code)
APA Properties No. 4, L.P.
4710 Eisenhower Boulevard, #C1
Tampa, FL 33634

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

NAMES AND TITLES OF THE PARTNERS: (enter first name, middle initial, last name, and title, e.g.,
General Partner, Limited Partner, or General and Limited Partner)
General Partner: Skyhawk '95 Corp.*

Limited Partners:
RA Investments 1994, LLC*
JA Investments 1994, LLC*
David Abrams u/t/d 12/31/94 f/b/o David Abrams
Joshua Abrams 2012 Family Trust f/b/o underage children
David Abrams 2012 Family Trust f/b/o Madison Abrams, Megan Abrams & Reid Abrams
Roberta Abrams 2011 Family Trust f/b/o Maxwell Llewellyn and Isaac Llewellyn

*owns less than 10% of APA Properties No. 6, L.P.

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

DATE: July 26, 2021
(enter date affidavit is notarized)

for Application No. (s): FDP 2018-HM-020
(enter County-assigned application number(s))

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.

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

DATE: July 26, 2021
(enter date affidavit is notarized)

for Application No. (s): FDP 2018-HM-020
(enter County-assigned application number(s))

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

Bernard S. Suchicital, attorney/agent
(type or print first name, middle initial, last name, and title of signee)

Subscribed and sworn to before me this 26 day of July 2021, in the State/Comm. of Virginia, County/City of Arlington.

My commission expires: 11/30/2023

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