

ZONING COMMISSION  
District of Columbia

CASE NO. 08-01

EXHIBIT NO. 5

ZONING COMMISSION  
District of Columbia  
CASE NO.08-01  
EXHIBIT NO.5

**MEMORANDUM**

To: Zoning Commission of the District of Columbia

Date: January 14, 2007

Re: Grant of Authorization by the United States Government Southeast Federal Center, S.E.,  
to allow Forest City SEFC, LLC to file Application for Development and use of Parcel D

---

A Development Agreement by and between Forest City SEFC, LLC, lessee and master developer of the subject property known as the Southeast Federal Center, S.E., and the United States of America, owner of the subject property, was signed by both parties and dated as of June 16, 2005 (the "Agreement").

The Agreement provides that Forest City SEFC, LLC, has authority, upon consent of GSA, to file applications and pursue approvals with the Government of the District of Columbia necessary for the development of the subject property. GSA's consent to the filing of this application is demonstrated by the signature of a representative of GSA on the application form.

Please accept this as authorization for Forest City SEFC, LLC to file and prosecute this application with the Zoning Commission of the District of Columbia.

Nothing in or relating to this application or the proposed use and/or development of the property in any way operates as a waiver of the rights of the United States under applicable laws.

# FORESTCITY

— WASHINGTON —

January 4, 2008

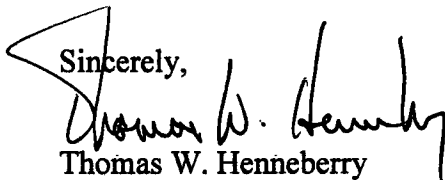
Zoning Commission of the District of Columbia  
One Judiciary Square  
441 4th Street, N.W.  
Suite 210S  
Washington, D.C. 20001

**Re: M Street & 4th Street, S.E., Southeast Federal Center, S.E.  
(Square 826) (the "Property")**

Dear Members of the Commission:

Please accept this letter as authorization by Forest City SEFC, LLC, lessee and master developer of the Property, by and through its land use counsel, Jacques B. DePuy, Esquire, Stephanie A. Baldwin, Esquire and the firm of Greenstein DeLorme & Luchs, P.C., to file and prosecute an application with the Zoning Commission of the District of Columbia concerning any Zoning Commission relief, special exceptions, variances or other zoning relief required for the development and use of the Property.

Sincerely,



Thomas W. Henneberry  
Vice President

cc: Jacques B. DePuy, Esquire  
Stephanie A. Baldwin, Esquire