

From: Barbara Kahlow <Barbara.kahlow@verizon.net>

Sent: Sunday, June 22, 2025 1:45 PM

To: Schellin, Sharon (DCOZ) <sharon.schellin@dc.gov>; DCOZ - ZC Submissions (DCOZ) <DCOZ-ZCSubmissions@dc.gov>

Cc: Bardin, Sara (DCOZ) <sara.bardin@dc.gov>

Subject: ZC No. 24-15 -- RE: report of an unethical & improper contact by the Applicant

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Sharon – Thank you for your 6/17/25 email. This email will reply to your email and clarify the 200-Footers' Party Application submissions.

Response to your email

On June 11, 2025, a senior member of the Applicant's team contacted the employer of a proposed witness (who was named in the 200-Footers June 9, 2025 request for Party Status) in an attempt to interfere with public participation in this case. We can provide further details upon request but ask that this matter be treated with discretion to avoid potential retaliation.

We respectfully request that the Commission remind all Parties that intimidation, retaliation, or personal attacks on participants in a public process are unethical and unacceptable. We also ask that this behavior be considered as the Commission evaluates the Applicant's engagement with the community and overall credibility.

Clarification regarding 200-Footers' request for Party Status

On June 9, 2025, the 200-Footers timely filed its request for Party Status in Opposition, which OZ included as Exhibits 69, 69A & 69B. Subsequently, like in the last proposal for developing this site (ZC No. 10-28), the 200-Footers added more co-signers. OZ included them as Exhibits 83, 83A, and 91. In total, there are 27 co-signers in 15 different addresses on all 4 sides of the Application for 909 Monroe St (ZC No. 24-15).

ZENITH COMMISSION
District of Columbia
CASE NO.24-15
EXHIBIT NO.118

The 200-Footers panel includes 5 witnesses as stated in its Application: Barbara Kahlow, Lilian Noya, Julie Kurtz-Keller, Guy Durant, and Jamila Gleason. I am the lead witness as I was in the prior case. Lastly, if there is any time left in the 1-hour total for Opposition Parties, the 200-Footers panel could use more time than the 45 minutes we requested. Thank you. – Barbara

From: Schellin, Sharon (DCOZ) <sharon.schellin@dc.gov>
Sent: Tuesday, June 17, 2025 12:29 PM
To: Barbara Kahlow <Barbara.kahlow@verizon.net>
Cc: Bardin, Sara (DCOZ) <sara.bardin@dc.gov>
Subject: RE: report of an unethical & improper contact by the Applicant (ZC No. 24-15)

Barbara,

Thanks for your email. I am aware of this situation as Director Bardin did call to discuss it with me and our legal counsel. I understand your frustration; however, we can only provide you with the options that are available and none include doing something off record in an open case. It's my understanding that Director Bardin has encouraged you already to submit something to the record, whether you choose to identify the witness or not. I also understand that she has indicated that if you do make such a submission that you should include what relief you are seeking from the Commission.

Thanks,
Sharon

From: Barbara Kahlow <Barbara.kahlow@verizon.net>
Sent: Tuesday, June 17, 2025 12:11 PM
To: Schellin, Sharon (DCOZ) <sharon.schellin@dc.gov>
Cc: Bardin, Sara (DCOZ) <sara.bardin@dc.gov>
Subject: report of an unethical & improper contact by the Applicant (ZC No. 24-15)

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Ms. Schellin –

I am sending you an email in your official capacity as Secretary to the Zoning Commission about ZC No. 24-15. On June 12, 2025, I raised a serious and sensitive matter with OZ Director Sara Bardin regarding unethical and improper contact made the previous day by one of the developer's principals, who contacted the employer of a 200-Footers witness.

After further discussion with Ms. Bardin on June 16th, I remain uncertain how to present this issue to the Commission while protecting our witness from potential retaliation or further intimidation, and while maintaining the witness's confidentiality in the public record.

Thank you,
Barbara Kahlow