

Communities, LLC. Cobb County requests Plaintiffs admit the truth of the following matters:

1.

Admit that, within the last five years, Plaintiffs, or any one of them, did not market or expose the property which is the subject of this litigation for sale as a single family residential development.

2.

Admit that Plaintiffs, or any one of them, only considered development and marketing a senior living community proposed to be constructed on the parcel of land which is the subject of this litigation.

3.

Admit that there are single family homes currently for sale along Roswell Road in the vicinity of the proposed rezoning.

4.

Admit that single family homes are currently being constructed in developments along Roswell Road in the vicinity of the proposed rezoning.

5.

Admit that the sales contract between Wylene S. Tritt and Isakson Living Communities, LLC for the parcel which is the subject of this litigation is contingent upon the rezoning of the property to a classification that allows a senior living community under the CRCC category.

6.

Admit that Plaintiffs have no evidence or proof that Cobb County discriminated against that class of persons designated and defined as “senior citizens” in violation of the Fair Housing Act, 42 U.S.C. § 3607 *et seq.*

7.

Admit that Plaintiffs, or any one of them, have performed no written analysis of intervening zoning categories regarding the zoning of the property which is at issue in this case which demonstrate that there is no economic value as to each of such intervening categories from the present zoning of the property and that of CRCC.

8.

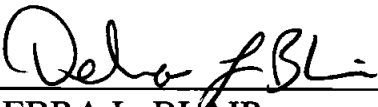
Admit that twelve (12) months have passed since the date the Cobb County Board of Commissioners rejected the rezoning application at issue in this litigation.

9.

Admit that the parcel of land which is the subject of this litigation has value as zoned when compared with similarly zoned, similarly situated properties.

This 18th day of May, 2016.

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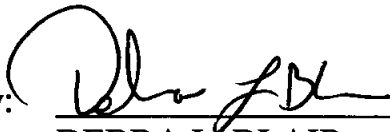
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