

From: [Johnson, Nana](#)
To: [jerome pajot](#); [ecrogers@lercheary.com](#); [Robins, Steven](#)
Cc: [V Krishnan](#); [Terri Meyer](#); [Debra Duffin](#); [Jeanean Martin](#)
Bcc: [alewinter@taylorlegal.com](#)
Subject: RE: CU 23-11; Corrected Notice of continued hearing
Date: Wednesday, March 6, 2024 5:50:00 PM
Importance: High

Good Evening,

Please see this response I am sending on Ms. LeWinter's behalf

Dear Mr. Pajot:

First, I agreed to keep the record open for an updated landscape plan, not forest conservation plan. The Hearing Examiner does not adjudicate the forest conservation plan. Further, I did not limit the parameters under which the record will be kept open. That would have been premature, as the hearing had not concluded.

Regardless, after the opposition presents, the applicant still has the option to present a rebuttal case during which the applicant may introduce additional exhibits to counter the opposition case.

Simply because an exhibit has been posted to the OZAH website does not mean that it has been admitted into evidence. OZAH uploads proposed exhibits in advance as a courtesy so that the public can anticipate the content of the hearing.

The onus remains on the party introducing an exhibit to formally request at the time of introduction or at the conclusion of the hearing that proposed exhibit be admitted into evidence and the Hearing Examiner then makes a determination whether to admit the exhibit.

I hope this clarifies. I will do my best to answer process questions tomorrow.

Andrea LeWinter
Hearing Examiner

Nana

From: jerome pajot <pajots@yahoo.com>
Sent: Wednesday, March 6, 2024 3:29 PM
To: Johnson, Nana <Nana.Johnson@montgomerycountymd.gov>
Cc: V Krishnan <vyjoo1@gmail.com>; Terri Meyer <tjeanmeyer@aol.com>; Debra Duffin <had.duffin@yahoo.com>; Jeanean Martin <jeaneansongcomartin6@gmail.com>
Subject: Re: CU 23-11; Corrected Notice of continued hearing

[EXTERNAL EMAIL]

Ms. Johnson.

Question for Ms. Lewinter please.

Exhibit 43
OZAH Case No: CU 23-11

On the first day of the hearing, she agreed to keep the record open for the inclusion of a new forest conservation plan and for that reason only.

Why is it then that new exhibits are allowed into the record? It seems the applicant is submitting new testimony (various excerpts) even though their "turn" to testify has passed.

Thank you

Jerome Pajot

On Wednesday, March 6, 2024 at 01:18:21 PM EST, Johnson, Nana <nana.johnson@montgomerycountymd.gov> wrote:

I cannot . kindly address this to the Applicant's Attorneys and cc everyone. Thank you.

Please note I am off this Afternoon and will not respond to any emails after 2. Thanks

Nana

From: jerome pajot <pajots@yahoo.com>
Sent: Wednesday, March 6, 2024 1:16 PM
To: Johnson, Nana <Nana.Johnson@montgomerycountymd.gov>
Cc: V Krishnan <vyjoo1@gmail.com>; Terri Meyer <tjeanmeyer@aol.com>; Debra Duffin <had.duffin@yahoo.com>; Jeanean Martin <jeaneansongcomartin6@gmail.com>
Subject: Re: CU 23-11; Corrected Notice of continued hearing

[EXTERNAL EMAIL]

Ms. Johnson,

I saw it on the list and pulled it up. My question is what does it represent? It looks like a new plan but I am unsure of what I am looking at, hence my inquiry.

Can anyone elaborate on what this exhibit actually is?

Thank you

Jerome Pajot

On Wednesday, March 6, 2024 at 01:12:38 PM EST, Johnson, Nana <nana.johnson@montgomerycountymd.gov> wrote:

Kindly check the Exhibit List, its on there thanks

P.S. It was submitted by Applicant's Attorney

From: Jp <pajots@yahoo.com>
Sent: Wednesday, March 6, 2024 12:38 PM
To: Johnson, Nana <Nana.Johnson@montgomerycountymd.gov>
Cc: V Krishnan <vyjoo1@gmail.com>; Terri Meyer <tjeanmeyer@aol.com>; Debra Duffin <had.duffin@yahoo.com>;
Jeanean Martin <jeaneansongcomartin6@gmail.com>
Subject: Re: CU 23-11; Corrected Notice of continued hearing

[EXTERNAL EMAIL]

Thank you.

What is exhibit 40?

On Mar 6, 2024, at 12:14, Johnson, Nana <Nana.Johnson@montgomerycountymd.gov> wrote:

Good Afternoon All

Please note that there are updated exhibits on the list. OZAH Staff is now done with the website and will not be accepting any new exhibits to be uploaded. Ms. Martin if you could please get your testimony in by close of business today please, that will be helpful. The one you sent is unreadable. Have a good evening and see you all tomorrow.

<https://www.montgomerycountymd.gov/OZAH/Hearings/CU23-11.html>

Nana

From: jerome pajot <pajots@yahoo.com>
Sent: Tuesday, March 5, 2024 9:10 AM
To: Johnson, Nana <Nana.Johnson@montgomerycountymd.gov>
Cc: V Krishnan <vyjoo1@gmail.com>; Terri Meyer <tjeanmeyer@aol.com>; Debra Duffin

<had.duffin@yahoo.com>; Jeanean Martin <jeaneansongcomartin6@gmail.com>
Subject: Re: CU 23-11; Corrected Notice of continued hearing

[EXTERNAL EMAIL]

Good morning Ms. Johnson.

I am writing to clarify....

On Thursday, we will have the opportunity for testimony AND closing statements? I assume anyone can have a closing statement since we were not able to get legal representation.

Thank you

Jerome Pajot

On Friday, February 23, 2024 at 08:33:48 AM EST, Johnson, Nana <nana.johnson@montgomerycountymd.gov> wrote:

Good Afternoon All,

Please see attached, I sincerely apologize once again. The correct address is 21908 Ruby Drive, please see final corrected one, which is on the website now, and I will place in the mail shortly via USPS.
Thank you

Nana Yaa Johnson

Administrative Specialist I

OZAH

From: Johnson, Nana
Sent: Thursday, February 22, 2024 1:46 PM
To: ecrogers@lercheearly.com; Robins, Steven <sarobins@lercheearly.com>; Jeanean Martin <jeaneansongcomartin6@gmail.com>; Jp <pajots@yahoo.com>; Debra Duffin <had.duffin@yahoo.com>
Cc: V Krishnan <vyjoo1@gmail.com>; Terri Meyer <tjeanmeyer@aol.com>; sloan <sloan@vika.com>; Kevin Huang <kevinhuang@endescoinc.com>; Becky Jia <beckyjia@worldshinegroup.com>; Anne M. (Nancy) Randall <amrandall@wellsandassociates.com>
Subject: RE: CU 23-11; Corrected Notice of continued hearing

Importance: High

Good Afternoon All,

Please see attached Corrected Notice of Continued Hearing. It was brought to our attention the address on earlier notice was the wrong one. I sincerely apologize for this error. The corrected Notice has been mailed to all parties of record, and updated on our website. [CU 23-11. Corrected Notice of Public Hearing](#). This has also been mailed via USPS. Thanks

Nana Yaa Johnson

Administrative Specialist I

OZAH

From: Johnson, Nana

Sent: Wednesday, February 14, 2024 11:25 AM

To: ecrogers@lercheearly.com; Robins, Steven <sarobins@lercheearly.com>; Jeanean Martin <jeaneansongcomartin6@gmail.com>; Jp <pajots@yahoo.com>; Debra Duffin <had.duffin@yahoo.com>

Cc: V Krishnan <vyjoo1@gmail.com>; Terri Meyer <tjeanmeyer@aol.com>; sloan <sloan@vika.com>; Kevin Huang <kevinhuang@endescoinc.com>; Becky Jia <beckyjia@worldshinegroup.com>; Anne M. (Nancy) Randall <amrandall@wellsandassociates.com>

Subject: CU 23-11; Notice of continued hearing

Importance: High

Good Morning All,

Please see attached notice issued today. A copy has been mailed to all parties of record via USPS. A copy of the same can be found on OZAH's website here: [CU 23-11. Notice of Continued Hearing](#). Thanks

Nana Yaa Johnson

Administrative Specialist I

OZAH



For more helpful Cybersecurity Resources, visit:
<https://www.montgomerycountymd.gov/cybersecurity>