



ATTORNEYS AT LAW
A Professional Corporation

M. MICHAEL KENDALL

130 North Hill Street Griffin, Georgia 30223

Phone: (770) 228-0558

Fax: (770) 229-1906

Email: kendalllawfirm@comcast.net

City of Griffin Attn: Mr. Kenny Smith, City Manager 100 S. Hill Street Griffin, GA 30223

HAND DELIVERED TO Mr. Steve Manley

RE: City of Griffin, GA 2013 N. Sixth Street Realignment Project Project Parcel No. 7; Spalding County Tax Parcel 2-6-1 Our Client - Mr. Hani Zaidieh

Dear Mr. Smith:

This letter is sent in response to the City's counteroffer to our January 13, 2015 letter. It is also sent in an attempt to explain the rationale behind our offer.

It is our understanding that although the law does not require the City to pay for a new building for Mr. Zaidieh, in this particular case, he is entitled to recover for the loss of his business in addition to the value of the real property. Mr. Zaidieh is entitled to recover for the total loss of his business because the loss is caused by the City's taking, he is operating an established business, the losses are not remote or speculative, and the property is considered unique. The property is considered unique because the building must be duplicated for the business to survive and there is no substantially comparable property within the area.

We have not hired a business valuation expert, however there are countless valuation tools on the internet that do the same thing. Even when we use the most conservative estimates in these tools, the value of his business plus the value of the real estate far exceed the replacement cost of the building. That is why we submitted the proposal for the cost of duplicating the building.

Although it may make more financial sense to seek the value of the business, Mr. Zaidieh wants to keep operating his business in this neighborhood. Even though he wants to stay in the area and has already invested a considerable sum to try to duplicate his building, he is not committed to an act of financial suicide. City of Griffin Mr. Kenny Smith January 29, 2015 Page 2

Mr. Zaidieh is willing to accept \$275,000.00 to resolve this matter. Mr. Zaidieh would also like to remain in his property until it is needed by the City, but not less than 120 days from the date of the closing.

Please advise as to the City's position on this offer.

Sincerely,

M. MICHAEL KENDALL

copy Mr. Hani Zaidieh.