

**District of Columbia
Court of Appeals**

03/27/2024

No. 23-AA-0815

ERIN BERG, *et al.*,

Petitioners,

22-06

v.

DISTRICT OF COLUMBIA
ZONING COMMISSION,

Respondent,

and

801 MAINE AVENUE, SW
PJV, LLC,

Intervenor.

Hon. Anthony J. Hood
District of Columbia
Zoning Commission
441 4th Street, NW,
Washington, DC 20001
Dear Judge Hood,

Pursuant to Rule 41(a) of this Court, the decision in the above-entitled case is attached.

Please acknowledge receipt of the decision by signing the copy of this letter and returning it to this office as soon as possible.

JULIO A. CASTILLO
Clerk of the Court

I hereby acknowledge receipt of the original of this letter with attachments.

Signed

Date



**District of Columbia
Court of Appeals**

No. 23-AA-815

ERIN BERG *et al.*,

Petitioners,

v.

22-06

D.C. ZONING COMMISSION,

Respondent,

and

801 MAINE AVENUE, SW PJV,
LLC.,

Intervenor.

ORDER

On consideration of petitioners' voluntary motion to dismiss this petition for review, and it appearing the parties have reached a settlement agreement, it is

ORDERED that the motion is granted, this petition for review is hereby dismissed with prejudice, and each party shall bear their own costs and attorneys' fees. *See* D.C. App. R. 13 (b).

BY THE COURT:

A handwritten signature in black ink, appearing to read "A. Blackburne-Rigsby".

ANNA BLACKBURNE-RIGSBY
Chief Judge

No. 23-AA-815

Copies e-served to:

Philip T. Evans, Esquire

Erin Berg

Alice Kelly

Gail Fast

Caroline Van Zile, Esquire
Solicitor General - DC

Copies mailed to:

Savin Ven Johnson
711 G Steet, SW
Washington, DC 20024

Corinne Carroll
670 9th Street, SW
Washington, DC 20024

pmg/ta

EXHIBIT B

**IN THE DISTRICT OF COLUMBIA
COURT OF APPEALS**



Clerk of the Court
Received 03/01/2024 01:13 PM
Filed 03/01/2024 01:13 PM

ERIN BERG, et al.,

Petitioners,

v.

DISTRICT OF COLUMBIA
ZONING COMMISSION,

Respondent.

**No. 23-AA-0815
(ZC Order No. 22-06)**

NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE

Pursuant to Rule 13(b)(2) of the Rules of the District of Columbia Court of Appeals, and pursuant to a settlement agreement reached between Erin Berg, *et al.* (collectively, "Petitioners") and 801 Maine Avenue, SW PJV, LLC ("Intervenor"), Petitioners hereby dismiss with prejudice this appeal against Respondent, the District of Columbia Zoning Commission, with each of the parties to bear its own attorneys' fees and costs. Intervenor was the applicant in the proceedings before the Zoning Commission that gave rise to the subject appeal, which is now dismissed.

Respectfully Submitted,

By:

Dated: 3/1/2024

ERIN BERG, PETITIONER

DocuSigned by:

A handwritten signature in blue ink, appearing to read "Erin Berg", is written over a blue rectangular box.

FB2C574CEF6C450...

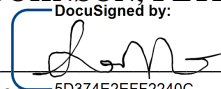
Erin Berg
819 Capitol Square Pl SW
Washington, DC 20024
202-488-0606
eringberg@gmail.com

EXHIBIT B

Dated: 2/28/2024

SAVIN VEN JOHNSON, PETITIONER

DocuSigned by:



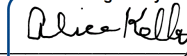
Savin Ven Johnson 5D374E2EFF2240C...

711 G St. SW
Washington, DC 20024
832-235-6601
savin.venjohnson@gmail.com

Dated: 2/28/2024

ALICE KELLY, PETITIONER

DocuSigned by:



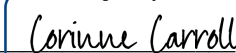
Alice Kelly 8BE0D0308E784EB...

824 Capitol Square Pl SW
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202-744-9772
akelley1755@gmail.com

Dated: 2/28/2024

CORINNE CARROLL, PETITIONER

DocuSigned by:



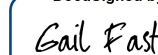
Corinne Carroll 737E22AB33FD44F...

670 9th Street, SW
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Wcarr37882@aol.com

Dated: 2/28/2024

GAIL FAST, PETITIONER

DocuSigned by:



Gail Fast B8216148A07841C...

700 7th St. SW, #725
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EXHIBIT B

CERTIFICATE OF SERVICE

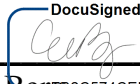
3/1/2024

I hereby certify on _____ a copy of the foregoing Notice of Voluntary Dismissal With

Prejudice was served through this Court's electronic filing system to:

Caroline Van Zile
D.C. Zoning Commission
441 4th St NW # 200,
Washington, DC 20001

Holland & Knight LLP
Philip T. Evans
800 17th Street, NW, Suite 1100
Washington, DC 20006
philip.evans@hklaw.com
Counsel for 801 Maine Avenue, SW PJV, LLC

DocuSigned by:

Erin Berg
B2C574CEF6C450...