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January 18, 2005

VIA HAND DELIVERY

Mr. Jeffrey Griffis
Chairman
D.C. Board of Zoning Adjustment
441 4th Street, NW
Suite 225 South
Washington, DC 20001

RECEIVED
D.C. OFFICE OF ZONING
2005 JAN 18 AM 10:53

RE: Board of Zoning Adjustment Appeal No. 17249/CO No. 81956

Dear Mr Griffis and Members of the Board:

Pursuant to Section 3112.15 of the D.C. Zoning Regulations, our client, Coggins Sandwich Manufactory, LLC hereby requests Leave to Intervene as a party in the above-referenced appeal. The appeal, taken by Advisory Neighborhood Commission 2A seeks to revoke a decision of the D.C. Zoning Administrator to issue a certificate of occupancy to Coggins for food service in its restaurant located in the dormitory owned by George Washington University at 616 23rd Street, NW. Coggins is the lesee of the premises and will obviously be adversely affected by a decision reversing the issuance of its certificate of occupancy.

Coggins would like the right, through counsel, and through written and oral evidence, and testimony to support the Zoning Administrator's decision. Under the circumstances, intervention is merited and appropriate.

Thank you for your attention to this matter.

Very truly yours,

Andrew J. Kline

AJK/jrj
cc: Ms. Dorothy Miller
Mr. Toye Bellows
Jerry A. Moore, Esq. III

BZA
Case No. 17249
Exhibit No. 40

Board of Zoning Adjustment
District of Columbia
CASE NO. 17249
EXHIBIT NO. 40