GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

KURI BROTHERS, INC., **Appellant,** **vs.** **DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS,** **Appellee.**	**Appeal No. 17444A**

LIST OF EXHIBITS

Kuri Brothers, Inc. ("Appellant"), by and through its undersigned counsel, Stanley H. Goldschmidt and Roetzel & Andress, LPA, respectfully submits this List of Exhibits as a supplemental filing to Appellant's *Proposed Findings of Fact and Conclusions of Law* submitted on March 23, 2007.

Respectfully submitted,

Stanley H. Goldschmidt
D.C. Bar No. 376482
Roetzel & Andress, LPA
1025 Connecticut Avenue, NW
Suite 220
Washington, DC 20036
Telephone: 202.625.0600

Attorney for Appellant

Of Counsel:

Thomas L. Rosenberg
Ohio Bar No. 0024898
Roetzel & Andress, LPA
155 East Broad Street
Twelfth Floor
Columbus, OH 43215
Telephone: 614.463.9770

BOARD OF ZONING ADJUSTMENT
District of Columbia
CASE NO. 17444-A
EXHIBIT NO. 41

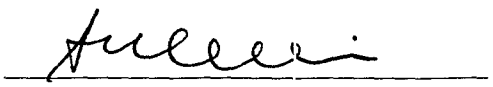
Board of Zoning Adjustment
District of Columbia
CASE NO. 17444
EXHIBIT NO. 41

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing has been served upon the following parties U.S. Mail, postage prepaid this 30th day of March, 2007:

Matthew J. Green, Jr.
Assistant Attorney General
Department of Consumer and Regulatory Affairs
Office of the General Counsel
941 North Capitol St., N.E.
Washington, D.C. 20001

Ms. Karen Perry
Advisory Neighborhood Commission 3F
3003 Van Ness St. N.W.
W118
Washington DC 20008



Stanley H. Goldschmidt

List of Exhibits

Paragraph / Footnote No.	**Exhibit Tab**	**Summary**
The Appellant - p.3, ¶6(a)	1	Certificate of Occupancy No. 33914
The Appellant - p.3, ¶6(b)	2	Certificate of Occupancy No. 186535
The Appellant - p. 3, ¶8	3	Certificate of Occupancy No. 42622
The Appellant - p. 3, ¶9	4	Notice of Revocation of Certificate of Occupancy No. 33914
Conclusions of Law (Introduction) - p. 8, ¶1	4	Notice of Revocation of Certificate of Occupancy No. 33914
Conclusions of Law - p. 14, ¶D3	1	Certificate of Occupancy No. 33914
FN 13	1	Certificate of Occupancy No. 33914
FN 29	5	Sales & Invoice Summary
FN 36	6	Olympic Letter
FN 39	7	Business License Application
FN 42	9 1 10	Certificate of Occupancy No. 181657 Certificate of Occupancy No. 33914 Certificate of Occupancy No. 33951
FN 44	8	Car Quest Letter
FN 45	6	Olympic Letter
FN 75	11	Board Hearing Transcript of January 28, 2003, p. 139-140

Department of Consumer and Regulatory Affairs
Building and Land Regulation Administration
941 North Capitol Street N.E. room 2100
Washington D.C. 20002
Tel. (202) 442 - 4470 Fax (202) 442 - 4862

Government of the District of Columbia
ELRA94A

C of O

CERTIFICATE OF OCCUPANCY

PERMIT NO.
CO 33914

THIS PERMIT IS VALID ONLY FOR THE PREMISES OF THE PROJECT ADDRESS

DATE : 5/14/02

ADDRESS :	FLOOR(S):	PRCLID : 2051 (square) -0000- 0007 (lot)
4225 CONNECTICUT AVE NW	1ST FLOOR	WARD : 3 ZONE : C3A

PERMISSION IS HEREBY GRANTED TO :	TRADING AS
CORPORATION : KURI BROTHERS INC ID No.: 942064	VAN NESS AYTO CARE

APPROVED USES :	PREVIOUS USES :
OTHER - SEE DESCRIPTION	OTHER - SEE DESCRIPTION

TYPE :	BZA NO. :	OCCUPIED SQ. FOOTAGE:	OCCUP. LOAD:	EXPIRATION DATE:
CHANGE OF OWNERSHIP		2,668		NONE

DESCRIPTION OF USE :
AUTOMOTIVE SERVICE CENTER

FEE :
$57.00

THIS CERTIFICATE SHALL BE POSTED CONSPICUOUSLY ON THE ABOVE PREMISES AT ALL TIMES. IT IS VALID INDEFINITELY, unless an expiration date is stated, VALID ONLY for the premise at the above address or part thereof, and for the purpose(s), indicated above, and IS NOT TRANSFERABLE to another person or premises under ANY conditions. ANY CHANGE in the type of business, ownership of business, or part of premises used therefor, will render this Certificate VOID and a NEW Certificate must be obtained.

David A. Clark DIRECTOR	PERMIT CLERK: THINGOC MACXOAN

★ ★ ★

BLRA-17
(Rev 12/95)

District of Columbia Government
Department of Consumer and Regulatory Affairs
Building and Land Regulation Administration Zoning Division
P.O. BOX 37200 — Washington, D.C. 20013-7200

186535

CERTIFICATE OF OCCUPANCY

2/17/00
(date)

Permission is hereby granted to KURI BROTHERS INC.
to use suite(s) _____ on the 1ST floor(s)
of the building located on lot(s) 517 square 2051
known as premises 4225 CONN. AVE. N.W. for the following
purpose(s) MOTOR VEHICLE FUELING
NOT SEXUALLY ORIENTED [su]

BZA # _____ EXPIRATION DATE: _____

THIS CERTIFICATE SHALL BE POSTED CONSPICUOUSLY ON THE ABOVE PREMISES AT ALL TIMES. IT IS VALID INDEFINITELY, unless an expiration date is stated, ONLY for the premises or part thereof, and for the purpose(s), indicated above, and IS NOT TRANSFERABLE to another person or premises under ANY conditions. ANY CHANGE in the type of business, ownership of business, or part of premises used therefor, will render this Certificate VOID and a NEW Certificate must be obtained.

ZONE C-3-A FEE $ 32.00

Director L. JORDAN

By D. MINOR
Designee

ENT BY: EUCLID OF VIRGINIA, INC; 202 364 9617; JAN-31-07 15:47; PAGE 1/2

Department of Consumer and Regulatory Affairs
Building and Land Regulation Administration
[illegible] North Capitol Street N.E. room 2100
Washington D.C. 20002
Tel (202) 442-4470 Fax (202) 442-4862

Government of the District of Columbia BLRA 94A

C of O

CERTIFICATE OF OCCUPANCY

PERMIT NO.

CO 42622

THIS PERMIT IS VALID ONLY FOR THE PREMISES OF THE PROJECT ADDRESS

DATE : 10/10/2002

ADDRESS:	FLOOR(S):	PRCLID : 2051 (square) -0000- 0007 (lot)
4225 CONNECTICUT AVE NW	1ST.FLOOR	WARD : 3 ZONE : C3A

PERMISSION IS HEREBY GRANTED TO:	TRADING AS:
CORPORATION : SENE,INC. ID No.: 223066	VANNES FOOD SHOPE

APPROVED USES :	PREVIOUS USES :
RETAIL	RETAIL

TYPE :	BZA NO.:	OCCUPIED SQ. FOOTAGE:	OCCUP. LOAD:	EXPIRATION DATE:
CHANGE OF OWNERSHIP		400		NONE

DESCRIPTION OF USE:	FEE :
RETAIL CONVENIENCE STORE/DELI	$57.00

THIS CERTIFICATE SHALL BE POSTED CONSPICUOUSLY ON THE ABOVE PREMISES AT ALL TIMES. IT IS VALID INDEFINITELY, unless an expiration date is stated, VALID ONLY for the premise at the above address or part thereof, and for the purpose(s), indicated above, and IS NOT TRANSFERABLE to another person or premises under ANY conditions. ANY CHANGE in the type of business, ownership of business, or part of premises used therefor, will render this Certificate VOID and a NEW Certificate must be obtained.

David A. Clark DIRECTOR	PERMIT CLERK: THINGOC MACXOAN

Department of Consumer & Regulatory Affairs
DCRA
District of Columbia Government

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS

Building and Land Regulation Administration
Office of the Administrator

VIA PERSONAL SERVICE,
U.S. FIRST CLASS MAIL, and
U.S. FIRST CLASS CERTIFIED MAIL,
RETURN RECEIPT REQUESTED

Kuri Brothers, Inc.
T/a Van Ness Auto Care
4225 Connecticut Avenue, NW
Washington, DC 20008

Koo Yuen, Registered Agent
4522 Albermarle Street, NW
Washington, DC 20016

NOTICE OF REVOCATION OF
CERTIFICATE OF OCCUPANCY NUMBER 33914

This is official notice that the District of Columbia Department of Consumer and Regulatory Affairs (DCRA) revokes Certificate of Occupancy #33914, effective ten (10) days from the date of service of this notice. This action is taken pursuant to 12A DCMR §110.5.3 (2004) authorizing the Director to revoke a Certificate of Occupancy that has been issued in error.

On May 14, 2002, the Department issued to Kuri Brothers Inc. Certificate of Occupancy #33914 (C of O). The C of O authorized Kuri Brothers Inc. to use the premises located at 4225 Connecticut Ave., N.W., a C-3-A zone district, as an automobile service center. Subsequent to the issuance of the C of O, DCRA concluded that an automobile service center was not an appropriate use in a C-3-A zone. It then revoked C of O #B00181657 for automobile service center issued to Kuri Brothers several years earlier for that same operation at a different location, 4221 Connecticut Avenue, NW. On July 1, 2003, in BZA Appeal No. 16947, the Government of the District of Columbia Board of Zoning Adjustment upheld DCRA's decision to revoke C of O #B00181657.

DCRA records disclose that Kuri Brothers Inc. continues to operate an "automobile service center" at 4225 Connecticut Avenue, NW, in a C-3-A zone district, under the May 14, 2002 C of O. In light of the July 1, 2003 BZA decision, DCRA revokes C of O

#33914. Kuri Brothers Inc. is directed to discontinue the unauthorized use of the property, effective ten (10) days from the date of service of this notice. Should it be discovered that Kuri Brothers Inc. is continuing to operate the automobile service center after the effective date of this revocation, DCRA will initiate legal proceedings against it without further notice.

You are invited to submit comments and/or objections to the subject Notice of Revocation at least **two (2) days prior to the effective date** of the revocation by delivering them to the Acting Zoning Administrator, Neil A. Stanley, 941 North Capitol Street, N.E., Suite 2000, Washington, D.C. 20002. Notwithstanding the delivery of comments and/or objections, your C of O is revoked ten (10) days from the date of service of this notice unless you are notified by the Acting Zoning Administrator that the revocation is rescinded.

RIGHT TO APPEAL

You have the right, pursuant to 11 DCMR § 3200.2 (2003) and 12A DCMR § 110.6 (2004), to appeal this decision to the BZA. Should you decide to appeal DCRA's decision, your appeal must be made pursuant to the requirements set forth in the District of Columbia Zoning Regulations, D.C. Mun. Tit 11 (2004), and must be filed at the Office of Zoning, Board of Zoning Adjustment, 441 Fourth Street, N.W., Suite 210S, Washington, D.C. 20001.

If you decide to appeal, please send a copy of your appeal, pleading or written communication to the Zoning Administrator at DCRA, Office of the Zoning Administrator, 941 North Capitol Street, N.E., Suite 2000, Washington, D.C. 20002.

If you have any questions, you may contact my office at (202) 442-4576.

Date: August 4, 2005

Neil A. Stanley
Acting Zoning Administrator

VAN NESS CAR CENTER

4225 CONNECTICUT AVE NW
WASHINGTON, D.C. 20008
(202) 966-5955

Sales Comparision Report

Profit Center : All Centers

Service Writer : All Service Writers

Printed on 11/27/2006 at 2:58:35PM

	1/1/2006 to 11/27/2006	1/1/2005 to 12/31/2005	$ Change	% Change
Sales				
Parts				
Taxable	$544,325.65	$596,722.68	$52,397.03	9.63 %
NonTaxable	$13,694.24	$16,598.26	$2,904.02	21.21 %
Total Parts Sales	$558,019.89	$613,320.94	$55,301.05	9.91 %
Labor				
Taxable	$475,257.41	$580,679.55	$105,422.14	22.18 %
NonTaxable	$14,650.95	$20,480.63	$5,829.68	39.79 %
Total Labor Sales	$489,908.36	$601,160.18	$111,251.82	22.71 %
Sublet				
Taxable	$6,214.40	$9,687.83	$3,473.43	55.89 %
NonTaxable	$1,604.00	$129.94	($1,474.06)	-91.90 %
Total Sublet Sales	$7,818.40	$9,817.77	$1,999.37	25.57 %
Total Sales	$1,055,746.65	$1,224,298.89	$168,552.24	15.97 %
Sales Include Discounts	($2,489.58)	($10,767.35)	($8,277.77)	332.50 %
R.O. Summary				
Gross Sales	$1,146,617.30	$1,324,520.58	$177,903.28	15.52 %
Number of Invoices	3,681	4,513	832	22.60 %
Average Per Invoice	$311.50	$293.49	$-18.01	-5.78 %

auto parts
OF COLLEGE PARK
6105 GREENBELT RD.
COLLEGE PARK, MD 20740
(301) 474-1030
1-800-537-8251
E-mail gjwolym@aol.com
www.olyparts.com

Wed. October 25th, 2006

To: Whom it may concern
From: Glenn J. Wolf
Re: Van Ness Auto Care/Chris Kuri

I am writing this at the request of Van Ness Auto Care, who has been a wholesale customer of Olympic Auto Parts since 1991.

The nature of the parts we supply to Van Ness Auto Care are characterized in the trade as "light repair" items. They purchase parts for automobiles and light trucks. The distinction of "light repair" items refers to the **type of repairs they perform.**

Based on the parts Van Ness purchases from Olympic, specifically, they include the following categories and parts:

- Tune-up parts: (Spark plugs, wire sets, ignition items.)
- Brake parts: (Brake pads and shoes, brake rotors, and calipers.)
- Cooling system: (Water pumps, fan belts, thermostats, and hoses.)
- Exhaust systems: (Mufflers, tailpipes, catalytic converters.)
- Suspension parts: (Tie rods, ball joints, control arms, shock absorbers.)
- Timing parts: (Timing belts, tensioners.)
- Hydraulic parts: (Brake and wheel cylinders.)
- Electrical parts: (Starters, alternators, oxygen sensors, and switches.)
- Other general repair items: (Wheel bearings and seals.)

In the automotive repair industry, which I have been involved in for over thirty-five years, "heavy-duty" repairs include (but are not limited to): engine and transmission rebuilding, repairs to heavy trucks and equipment, body work, and most remanufacturing processes. To my knowledge, and according to our records, Van Ness Auto Care does not purchase any parts from Olympic of this nature.

If you have any questions concerning this letter, I can be contacted by phone at: (land) 301-345-4131, (cell) 240-375-3637, or e-mail {gjwolf@comcast.net}.

Very truly yours,

Glenn J. Wolf– President, Olympic Auto Parts

MASTER BUSINESS LICENSE PROGRAM
BUSINESS LICENSE CENTER
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
District of Columbia Government
P.O. BOX 1234, WASHINGTON, D.C. 20002

Federal ID No:

ok Corp-Div
5/15/2002

Please Read Instructions Carefully Before Completing This Application

SECTION A: TYPE AND PURPOSE OF APPLICATION

Type of License: (✓) Place a check mark next to your selection)

	Master Business License A		Master Business License B

Purpose of Application: (✓) Place a check mark next to your selection)

	Open New Business		Add Endorsement To Existing License
	Open Business At New Location		Transfer of ABC Establishment License
	Transfer License To New Ownership		

SECTION B: BUSINESS OWNERSHIP OR INDIVIDUAL TO BE LICENSED

1. Name of Applicant (If Corporation or Partnership, Complete the Box to the Right)
Kuri Brothers, INC.

2. Trade Name of Business, If Any
Van Ness Auto Care

3. Applicant Address — Telephone (202) 494-1190
Street: 12030 Chase Crossing Circle — Suite: #204
City/State: Rockville, MD — Zip Code: 20852

4. Billing Name — Telephone 202 966-5955
Kuri Brothers, INC.

5. Billing Address
Street: 4225 Connecticut Ave. N.W. — Suite:
City/State: Washington, DC — Zip Code: 20008

6. Business Fax Number
(202) 244-4207

7. Business E-Mail Address:

8. Corporation or Non-Resident Applicant Agent's Name, Address and Telephone #:

1a. Partnership or Incorporating Information
Corporation Partnership Limited Liability Comp

President or Partner
Name: Christopher Kuri
Address: 12030 Chase Crossing Cir
Rockville MD 20852
202 494-1190 — Telephone # — 20852 — Zip Code

Vice Pres. or Partner
Name: John F Kuri
Address: 17134 old Baltimore
OLNEY MD 205
301 924-0289 — Telephone # — 20832 — Zip Code

Secretary/Treasurer
Name: Koo Yeon
Address: 4522 Albemarle St
NW Washington DC
Telephone # — 20016 — Zip Code

SECTION C: INFORMATION ABOUT THE PREMISES WHERE BUSINESS IS LOCATED

1. Address of Premises Applied For			2. Quad	3. Ward	4. ANC:	5. Zone
4225 Connecticut Ave, NW.			NW			C3A
6. Certificate of Occupancy Number	7. Home Occupancy Number	8. Date Approved	9. Lot		10. Square	
			5		2051	

SECTION D: TYPE OF LICENSE ENDORSEMENT(S)

Description of Business Activity	Related Business Code
1. Auto Repair	
2.	
3.	
4.	
5.	

SECTION E: INFORMATION ABOUT THE BUSINESS

1 Vehicle Make	Year	Identification Number	License Tag	State	Tare Weight	Capacity

2. Additional D.C. Locations	Certificate of Occupancy #
Address:	
Address:	Certificate of Occupancy #
Address:	Certificate of Occupancy #

3 Indicate Number Of	Billiard Tables	Bowling Alleys	Bulk Fuel Meter Device	Bulk Fuel Storage Tank

Cigarette Vending Machines	Food Vending Machines	Game Boards	Gasoline Dispensing Hoses

Mechanical Amusement Machines	Parking Square Feet	Restaurant Seats

4. Resident Manager	Telephone:	4a. Apt. Units	4b. Rooming Units	4c. Hotel/Motel Rooms
Name:	Apt.			

SECTION F: INFORMATION ABOUT EMPLOYEE TO BE LICENSED

1. Name of Company To Employ Licensee						2. UI Number (If applicable)		
3. Address of Company						4 Signature of Owner or Manager		
5. Date of Birth	Month	Date	Year	Height	Weight	Color of Hair	Color of Eyes	Place of Birth
6. Driver's License Number						State		Expiration Date
7. If non-resident, list name and D.C. Address of person to receive notices Name: Address:								

SPACE FOR ADDITIONAL INFORMATION

Signature of Applicant:	Date:
	May 15. 02

DUPLICATE

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS
BUSINESS REGULATION ADMINISTRATION
ONE STOP BUSINESS CENTER

Corporate Surety Bond

Bond No. 18926152 Issued By Equitable Insurance Agency, Inc.

Address 4710 Auth Place, #683, Camp Springs, MD 20746 Phone No. 301 702 9494

This form is to used by all applicants for Consumer Goods Repair Dealers license. Amount of corporate surety bond for consumer goods repair dealers is $2,000.00 except that any such applicant dealer who employs more than five (5) repairmen shall file a corporate surety bond in the amount of $5,000.00. This bond must accompany the application. Surety must immediately notify the Business Service Division upon making any payment on account of this bond. If recovery be had on this bond, licensee must restore bond to original amount.

KNOW ALL MEN BY THESE PRESENTS, THAT we, KURT BROTHERS, INC. T/A VAN NESS AUTO CARE doing business in the District of Columbia at 4221-25 Conn. Ave., N. W., Washington, D. C. 20008 as principal and PEERLESS INSURANCE COMPANY as surety are held and firmly bound unto the District of Columbia in the sum of Five thousand dollars and no/100 ($5,000.00) dollars, lawful money of the United States for the payment, whereof, well and truly to be made we bind ourselves and each of our heirs, executors, administrators, successors, and assigns jointly and severally firmly by these presents. Signed with our seals this 4th day of October in the year of our Lord one thousand nine hundred and 2001 of the effective date of this bond to be October 15, 2001. Whereas, the above-bounden principal is about to apply to the Department of Consumer and Regulatory Affairs of the District of Columbia for a license as a auto repair and is about to engage in the business under the Consumer Goods Repair Regulation, No. 74-8, of the District of Columbia adopted March 15, 1974. Whereas, it is desired by the obligators herein to support by bond such license or any renewal or reinstatement thereof, if the same is issued to the principal; NOW THEREFORE, the condition of this obligation is such if the principal shall conduct himself or herself and his or her business in accordance with the requirements of the said act, then this obligation shall be null and void; otherwise to remain in full force and effective through September 30, 2003 any person aggrieved thereby shall have, in addition to his right of action against the principal hereof a right to bring suit against the surety of this bond, either alone or jointly with the principal hereof, and to recover an amount not exceeding the penalty of this bond any damages sustained by reason of any act, representation, commission or conduct of the principal which may be prohibited by said act or enumerated as one of the causes for suspension or revocation of a license granted thereunder, PROVIDED however, that the total liability of the surety hereunder in no event is to exceed the amount of this bond; and PROVIDED FURTHER, that the surety hereunder may be terminated by giving thirty days notice thereof, served personally or by registered mail, to the principal and to the Department of Consumer and Regulatory Affairs of the District of Columbia; and upon giving such notice the surety shall be discharged from all liability under such bond for any act or omission of the principal occurring after the expiration of thirty days from the date of service of such notice.

Signed in the presence of two witnesses: Licensee _____ Date _____

(Corporate Seal)

Witness Leon Buetas Date 5-14-02

Witness _____ Date _____

If incorporated, officers signature(s):

President _____ (Surety's Seal) Date 5-14-02

Secretary - Attest _____ Date _____

Licensing and Registration _____

PEERLESS INSURANCE COMPANY

Attorney-in-Fact _____ Date 10-4-2001

THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER

PEERLESS INSURANCE COMPANY
THE NETHERLANDS INSURANCE COMPANY

496343

63 MAPLE AVENUE KEENE NEW HAMPSHIRE 03431

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Peerless Insurance Company and/or The Netherlands Insurance Company, each being a New Hampshire Corporation having its principal office in the City of Keene, County of Cheshire, State of New Hampshire do does hereby make, constitute and appoint:

****F. Sherman Shoemaker, Walda Yowell****

of Camp Springs in the State of Maryland their/its true and lawful attorney(s)-in-fact, with full power and authority hereby conferred in their/its name, place and stead, to sign, execute, acknowledge and deliver in their/its behalf, and as their/its act and deed, without power of redelegation, as follows:

bonds, undertakings, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof; unlimited as to Dollar Amount;

and to bind the Company(ies) making this appointment thereby as fully and to the same extent as if such bond or undertaking was signed by the duly authorized officers of the Company(ies), and all the acts of said attorney(s), pursuant to the authority herein given, are hereby ratified and confirmed.

AUTHORITY FOR MAKING APPOINTMENT OF ATTORNEYS-IN-FACT

Article IV Section 12 of Bylaws of Peerless Insurance Company states: "Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or President may prescribe, shall appoint such Attorneys-in-Fact as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations."

Article IV Section 12 of Bylaws of The Netherlands Insurance Company states: "Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or President may prescribe, shall appoint such Attorneys-in-Fact as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations."

USE OF FACSIMILE SIGNATURES

Use of facsimile signatures by Peerless Insurance Company is made pursuant to Resolution of the Board of Directors of Peerless Insurance Company, dated April 28, 1988. Use of facsimile signatures by The Netherlands Insurance Company is made pursuant to Resolution of the Board of Directors of The Netherlands Insurance Company, dated April 28, 1988.

COMPANY MAKING APPOINTMENT

The company making this appointment is identified by an "X" in the box opposite its name in the space provided below. It is the intent of Peerless Insurance Company and The Netherlands Insurance Company to use this instrument for the appointment of Attorney(s)-in-Fact for either Company designated, or for both Companies, if so indicated. In Witness Whereof

X PEERLESS INSURANCE COMPANY X THE NETHERLANDS INSURANCE COMPANY

has/have caused these presents to be signed by its President, and its Corporate Seal to be hereto affixed by its Secretary, this 24th day of October 2001.

PEERLESS INSURANCE COMPANY

By: M R Christiansen President

Attest: Jane F. Taylor Secretary

THE NETHERLANDS INSURANCE COMPANY

By: M R Christiansen President

Attest: Jane F. Taylor Secretary

STATE OF NEW HAMPSHIRE
COUNTY OF CHESHIRE

The foregoing instrument was acknowledged before me this 24th day of October 2001 by Michael R. Christiansen President of Peerless Insurance Company and of The Netherlands Insurance Company and Jane F. Taylor, Secretary of Peerless Insurance Company and The Netherlands Insurance Company, New Hampshire Corporations, on behalf of the corporations.

Rhonda E. Jardine
Notary Public

I, Jane F. Taylor, Secretary of Peerless Insurance Company and The Netherlands Insurance Company do hereby certify that the above and foregoing is a true and correct copy of Power of Attorney executed by the Company(ies) designated above which is still in force and effect. In witness whereof, I have hereunto set my hand and affixed the Seal(s) of the Company(ies) at Keene, New Hampshire, this 24th day of October 2001.

Jane F. Taylor
Secretary

CERTIFIED COPY

THE BACK OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW

APPLICATION FOR D.C. LICENSE
CONSUMER GOODS REPAIR REGULATION

TO: Director, Department of Consumer and Regulatory Affairs

Application is hereby made for license to engage in the business of:

[✓] Motor Vehicle Repair Services
[ ] Electronics Equipment Repair Services Date: _____

When a consumer goods repair dealer operates more than one place of business offering repair services subject to the Consumer Goods Repair Regulation, he shall obtain a separate consumer goods repair dealer license for each such place of business.

The furnishing of false, misleading or fraudulent information shall be grounds for refusal to issue or to renew a license.

1. Applicant's Name Kuri Brothers Inc

2. If the applicant is an individual or a partnership, is the individual, or are all the partners at least 18 years old?
[X] Yes [ ] No

3. Trade name of business Van Ness Auto Care

4. Address for which applied 4935 - Conn Ave NW Washington DC

5. Type of license applied for: [✓] Motor vehicle repair services [ ] Electronics equipment repair services

6. If an applicant is a corporation, give the complete names, current home phone numbers, addresses and office held by its principal officers:

Name Christopher Kuri Phone Number 301 970 0672
Address 12014 Classcrossing cir Potomac MD Office Held President

Name John Kuri Phone Number 301 428-2939
Address 11209 Doubleday way Bethesda MD Office Held Vice President

Name _____ Phone Number _____
Address _____ Office Held _____

Name _____ Phone Number _____
Address _____ Office Held _____

7. If an applicant is a partnership, give the complete names, current home phone numbers, addresses and office held by its principal officers:

Name John Kuri Phone Number 301 424 2939
Address 11209 Doubleday Way Bethesda MD Office Held Vice President

Name _____ Phone Number _____
Address _____ Office Held _____

Name _____ Phone Number _____

Address _____ Office Held _____

Name _____ Phone Number _____

Address _____ Office Held _____

8. If an applicant is the owner, give the complete name, current home phone number, and address:

Name Christopher Kuri Phone Number 301 770.0672

Address 12014 Chase Crossing Cir 401 Rockville MD 20853

9. If an applicant is a non-resident of the District of Columbia, give the name, address and telephone number of an attorney-in-fact or a resident agent who resides or has an office in the District of Columbia, upon whom all fiducial and other process or legal notice directed to the applicant may be served.

Name ~~Tony~~ Chauncey Koo Yuen Phone Number 202 966 ~~[illegible]~~ 1321

Address 4522 Albemarle St NW DC

10. As a non-resident, have you attached a notarized consent agreement of your resident agent? [X] Yes [ ] No

11. I certify that the applicant and the applicant's principal officers are fit, willing and able to conduct the business for which the license is sought, and to comply with the Consumer Goods Repair Regulations for the District of Columbia approved March 15, 1974, other laws applicable to repair transactions and the rules, regulations and requirements of the Mayor-Commissioner thereunder. [X] Yes [ ] No

An applicant shall be presumed to be of good moral character unless he has been convicted of a crime which the Board finds has a substantial relationship to the functions and responsibilities to be performed by a supervisory inspector and has not demonstrated good moral character subsequent to his conviction.

(The following questions are to be answered by the applicant)

12. I have read the Consumer Goods Repair Regulations and certify that based upon my belief and information, applicant or applicant's principal officer have not been engaged in extensive or continuous conduct that violates the Consumer Goods Repair Regulation of the District of Columbia, approved March 15, 1974 or other laws applicable to repair transactions. [X] Yes [ ] No

13. Is the name of the applicant as set forth on page 1, item 1, the true and lawful name of the applicant?
[X] Yes [ ] No

14. Has the applicant, or the applicant's chief executive officers been convicted within the past five years of a felony or any crime involving moral turpitude? [ ] Yes [X] No

15. In the past five years has the District of Columbia or any jurisdiction denied, suspended or revoked any business or professional license for which you have applied or been licensed? [ ] Yes [X] No

In the past five years has any surety company declined to be surety on your bond? [ ] Yes [X] No

In the past five years has recovery been made on any bond issued in your behalf? [ ] Yes [X] No

16. Attached hereto is a copy of the "Written Estimate and Final Bill" form I am presently using. [X] Yes [ ] No

17. I hereby file with the Consumer Goods Repair Board a corporate surety bond in the amount of:
[ ] $2,000.00 [X] $5,000.00
Such corporate surety bond shall serve as protection for any person aggrieved by violation of this regulation pursuant to Section 47-82345(c) of the D.C. Code.

18. I will comply with provisions of Title 34, D.C. Rules and Regulations Human Rights Law. [X] Yes [ ] No

19. In the space below, list each jurisdiction in which you are now doing business and each jurisdictions in which you have done business during the past five years:

NW Washington, DC

20. In the spaces below, list the total number of automotive and/or electronic employees:

Technical Repair Shop Employees 5 Other Repair Shop Employees 6 Total 11

21. I certify that the average annual total electronic equipment or automotive repair shop revenue for the previous two years is $ _____.

22. I certify that all information contained in this application is true and correct. I am aware that should this information become inaccurate after filing, the Office of Consumer Protection must be notified with an amended notification within twenty (20) calendar days of the date the information becomes available.

Authorized Signature of Applicant Christopher Kim Date _____

23. YOU ARE NOT REQUIRED TO ANSWER THE FOLLOWING QURSTIONS - FOR INFORMATION PURPOSES ONLY.

List all types of electronic equipment used in repair services:

1. Tire Balance Machine
2. Tire Mounting Machine
3. Alignment Machine
4. CAR LIFt.
5.
6.
7.
8.

Clerk	Result	License Number

Date _____

PD 78 REV. 01/95

Date of Request	METROPOLITAN POLICE DEPARTMENT Washington, D. C. CRIMINAL HISTORY REQUEST	MP PDID Number
7.10.02		SSN# 136563875

Request Record of: (Last, First, Middle Name)
Kuri Christopher

Address
12030 Chase Crossing Cir

Sex	Race	Birthdate	Place of Birth
M	W	1.6.66	Paterson N.J.

Requesting Agency | Call-Back Number

Signature of Agent | Badge No.

Purpose of Request (check one)
- ☐ Law Enforcement Purposes (not for employment)
- ☐ Visas*
- ☐ Employment*/Licensing*
- ☐ Challenge*

Method of Request (Check One)
- ☐ Mail
- ☐ In Person
- ☐ NLET
- ☐ Telephone

IDENTIFICATION AND RECORDS DIVISION USE ONLY-(Check if applicable)

☐ SUBJECT UNDER ARREST ☐ CORRECT COLOR CODE

Request Received By	Date and Time Received	Date and Time Returned

D.C. CODE §1-2539 IS QUOTED HERE FOR YOUR INFORMATION

It shall be an unlawful practice, punishable by a fine of not more than three-hundred dollars ($300.) or imprisonment for not more than ten (10) days, or both, for any person to require the production of an arrest record or any copy, extract, or statement thereof, at the monetary expense of any individual to whom such record may relate. Such "arrest records" shall contain only listings of convictions and forfeitures of collateral that have occurred within ten (10) years of the time at which such record is requested. *(Dec. 13, 1977, D.C. Law 2-38, Title II, §266, 24 DCR 6038).*

*I hereby authorize the release of my adult arrest record revealing convictions and forfeitures *within the past ten (10) years.*

Signature 7.10.02 Date

RESULTS OF CRIMINAL HISTORY FILE SEARCH ☐ Name Search ☐ Fingerprint Search

TO: Criminal History Users

This request concerns information whose collection, dissemination, and use are conditioned and restricted by applicable federal and District of Columbia statutes, and policy of the Metropolitan Police Department. Continued assistance from this department is conditioned upon your strict adherence to these regulations.

WARNING TO APPLYING AGENCIES: The Metropolitan Police Department does not guarantee either the accuracy of the record or that the individual whose record is furnished is actually the same individual whose record was requested. To obtain accuracy, the record of the Court involved should be examined. Positive identification can only be determined by comparable fingerprints. Records of arrests obtained from the Metropolitan Police Department as detailed on this form are for convictions and forfeitures for the past 10 years prior to the date of request of this record, exclusive of periods of imprisonment, if any. This record does not reflect any cases which may be currently pending before the Courts or cases where convictions have been set aside pending appeals.

CHIEF OF POLICE

Date of Arrest	Charge(s)	Disposition
	NO RECORD NAME FILE SEARCH JUL 10 2002 METROPOLITAN POLICE DEPARTMENT WASHINGTON, D.C.	

Documents Released:
- ☐ Criminal History Record
- ☐ Prosecution Report
- ☐ Photograph
- ☐ Fingerprints
- ☐ Other: _____
- ☐ Other: _____

Date of Record Search	Record Searched By	Release Authorization

CARQUEST OF SILVER SPRING
2722-2724 Pittman Drive, Silver Spring, MD 20910
Telephone 301-589-9515 Fax 301-589-9542

October 30, 2006

To Whom It May Concern:

CARQUEST Auto Parts of Silver Spring, MD does sell Van Ness Car Care Center, 4225 Connecticut Avenue NW, Washington DC 20008 automotive parts for tune-ups and light mechanical work.

Thank you.

Sincerely,

CARQUEST Auto Parts

Gene Carr
Store Manager

B 00181657

District of Columbia Government
Department of Consumer and Regulatory Affairs
Building and Land Regulation Administration Zoning Division
P.O. BOX 37200 — Washington, D.C. 20013-7200

COPY FOR YOUR INFORMATION

BLRA-17
(Rev. 12/95)

CERTIFICATE OF OCCUPANCY

AUGUST 12, 1998
(date)

Permission is hereby granted to KURI BROTHERS, INC.
to use suite(s) _____ on the BASEMENT floor(s)
of the building located on lot(s) 5 square 2051
known as premises 4221 CONNECTICUT AVENUE N.W. for the following
purpose(s) AUTOMOBILE SERVICE CENTER
NOT SEXUALLY ORIENTED [ ]

BZA #: _____ EXPIRATION DATE: _____

THIS CERTIFICATE SHALL BE POSTED CONSPICUOUSLY ON THE ABOVE PREMISES AT ALL TIMES. IT IS VALID INDEFINITELY, unless an expiration date is stated, ONLY for the premises, or part thereof, and for the purpose(s), indicated above, and IS NOT TRANSFERABLE to another person or premises under ANY conditions. ANY CHANGE in the type of business, ownership of business, or part of premises used therefor, will render this Certificate VOID and a NEW Certificate must be obtained.

ZONE C3A FEE $ 32.00

Hampton Cross, Director

By _____
Designee

OFFICE COPY

C of O

CERTIFICATE OF OCCUPANCY

PERMIT NO.
CO 33951

THIS PERMIT IS VALID ONLY FOR THE PREMISES OF THE PROJECT ADDRESS

DATE : 5/15/02

ADDRESS :	FLOOR(S):	PRCLID : (square) (lot)
4221 CONNECTICUT AVE NW Z	BASEMENT ONLY	WARD : ZONE :

PERMISSION IS HEREBY GRANTED TO :	TRADING AS:
CORPORATION : KURI BROTHERS INC ID No.: 942064	VANNESS AUTO CARE

APPROVED USES :	PREVIOUS USES :
OTHER - SEE DESCRIPTION	OTHER - SEE DESCRIPTION

TYPE :	BZA NO.	OCCUPIED SQ FEET/USE	OCCUP LOAD:	EXPIRATION DATE:
CHANGE OF OWNERSHIP		5,000	17	NONE

DESCRIPTION OF USE
AUTOMOTIVE SERVICE CENTER

THIS CERTIFICATE SHALL BE POSTED CONSPICUOUSLY ON THE ABOVE PREMISES AT ALL TIMES. IT IS VALID INDEFINITELY, unless an expiration date is stated, VALID ONLY for the premise at the above address or part thereof, and for the purpose(s), indicated above, and IS NOT TRANSFERABLE to another person or premises under ANY condition. ANY CHANGE in the type of business, ownership of business, or part of premises used therefor, will render this Certificate VOID and a NEW Certificate must be obtained.

David A. Clark DIRECTOR	PERMIT CLERK: ADEMOLA SHILLE

GOVERNMENT
OF
THE DISTRICT OF COLUMBIA

+ + + + +

BOARD OF ZONING ADJUSTMENT

+ + + + +

PUBLIC HEARING

+ + + + +

TUESDAY

JANUARY 28, 2003

+ + + + +

The Public Hearing convened in Room 220 South, 441 4th Street, N.W., Washington, D.C. 20001, pursuant to notice, at 11:30 a.m., Geoffrey H. Griffis, Chairperson, presiding.

fact that the work being done in the 21 bays is simply incidental to installing things that people buy.

So it's a very interesting hypothetical question, but -- and we take the position that there was no such category they could have issued.

CHAIRPERSON GRIFFIS: Right.

MR. BARDIN: But the fact -- You have to decide cases in terms of the facts of the case. You're not writing laws here. You're not passing regulations.

CHAIRPERSON GRIFFIS: I agree.

MR. BARDIN: You are not the Zoning Commission. So I don't think anything is going to turn on that issue that you are now discussing.

CHAIRPERSON GRIFFIS: It is going to turn on it, because the pertinence of what the appeal is based on goes to what the intent -- why the certificate of occupancy was actually revoked, and maybe I am wasting people's time, but I am not clear on this, what the definitive element is that will be the substance of the appeal. And that is --

MR. BARDIN: As I --

CHAIRPERSON GRIFFIS: Let me just hear from Mr. Green briefly. Then I'll stop this.

MR. GREEN: All right. Again, and I

direct the Board's attention to the notice of intent to revoke the certificate of occupancy.

What took place was simply an attempt at accommodating a business merchant. In this particular instance, we have something called an automotive service center at the premises, and it was the understanding between what was represented to the agency by the Appellant that he wanted to install and sell small auto parts, and at that time the understanding was, well, maybe a light bulb here or there, and that was it.

CHAIRPERSON GRIFFIS: Okay. Without getting too far into a lot of detail.

MR. GREEN: Yes, I understand. Now doing major auto engine repair work did not fall within the scope of this understanding. Consequently, we have the issuance of this notice of intent to revoke the certificate of occupancy.

CHAIRPERSON GRIFFIS: Because of the operating outside the scope?

MR. GREEN: He operated outside the scope.

CHAIRPERSON GRIFFIS: Okay, that's all I need.

MR. GREEN: That's it.

CHAIRPERSON GRIFFIS: Good. Everyone