

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Board of Zoning Adjustment

DEPARTMENT OF CONSUMER AND
REGULATORY AFFAIRS

Appellee

v.

KURI BROTHERS, INC.

Appellant

BOARD OF ZONING ADJUSTMENT
District of Columbia

CASE NO.

17444

EXHIBIT NO.

15

Appeal No. 17444

2006 APR 19 PM 3:42

DC OFFICE OF ZONING

FILED

PETITIONER/APPELLANTS' PRE-HEARING INFORMATION REPORT

Petitioner/Appellant, Kuri Brothers, Inc. ("Appellant"), by and through Tamir Damari, its undersigned counsel, hereby files this Pre-Hearing Information Report and states as follows:

Appellant reserves the right to submit the following materials into evidence at the April 25, 2006 hearing in this matter:

1. Any and all Certificates of Occupancy which have been issued, at any time, for 4221 Connecticut Avenue NW and/or 4225 Connecticut Avenue NW, Washington, DC (collectively, the "Premises"), or any portion thereof. Said Certificates of Occupancy are a matter of public record but will be provided to Appellee/Respondent upon request.

2. Any and all applications for Certificates of Occupancy for the Premises, or any portion thereof. Said applications are a matter of public record but will be provided to Appellee/Respondent upon request.

3. Any and all decisions which have been rendered, at any time, by the District of

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Columbia Board of Zoning Adjustment with regard to the Premises, or any portion thereof. Said decisions are a matter of public record but will be provided to Appellee/Respondent upon request.

4. Any and all decisions and/or determinations which have been rendered, at any time, by the District of Columbia Department of Consumer and Regulatory Affairs (the "DCRA") with regard to the Premises, or any portion thereof. Said decisions/determinations are a matter of public record but will be provided to Appellee/Respondent upon request.

5. The August 4, 2005 Notices of Revocation issued by the DCRA with regard to the Premises.

6. Excerpts from an October 9, 1940 public hearing before the BZA relating to the Premises.

7. Certificates of Occupancy (and applications therefor) for the following locations in the District of Columbia:

- a. 2510 Pennsylvania Avenue S.E.
- b. 5420 New Hampshire Avenue N.W.
- c. 1620 Rhode Island Avenue N.E.
- d. 1420 Rhode Island Avenue N.E.
- e. 7825 Georgia Avenue N.W.
- f. 3401 Benning Road N.E.
- g. 500 Florida Avenue N.E.
- h. 625 New York Avenue N.W.
- i. 4940 Connecticut Avenue N.W.

j. 5001 Connecticut Avenue N.W.

k. 5521 Connecticut Avenue N.W.

Said Certificates of Occupancy and applications therefor are a matter of public record but will be provided to Appellee upon request.

8. Photographs of the following locations in the District of Columbia:

a. 2510 Pennsylvania Avenue S.E.

b. 5420 New Hampshire Avenue N.W.

c. 1620 Rhode Island Avenue N.E.

d. 1420 Rhode Island Avenue N.E.

e. 7825 Georgia Avenue N.W.

f. 3401 Benning Road N.E.

g. 500 Florida Avenue N.E.

h. 625 New York Avenue N.W.

i. 4940 Connecticut Avenue N.W.

j. 5001 Connecticut Avenue N.W.

k. 5521 Connecticut Avenue N.W.

Said photographs are being transmitted to Appellee under separate cover.

9. The June 27, 2002 Notice of Revocation issued by the DCRA with regard to the portion of the Premises located at 4221 Connecticut Avenue NW. Said Notice is a matter of public record but will be provided to Appellee upon request.

10. Any and all applications for business licenses submitted by Appellant in connection with the operation of his business upon the Premises. Said applications are matters of public record but will be provided to Appellee upon request.

11. "Declaration of Use - Gasoline Service Station" issued by the DCRA on February 17, 2000 in connection with that portion of the Premises located at 4225 Connecticut Avenue N.W. Said document is a matter of public record but will be provided to Appellee upon request.

12. Any and all business licenses issued by the DCRA for Appellant's business at the Premises (or any portion thereof). Said licenses are a matter of public record but will be provided to Appellee upon request.

13. Excerpts from an June 16, 1965 public hearing before the BZA relating to the Premises.

14. Letters transmitted by Appellant's counsel to Neil A. Stanley on August 10, 2005, February 7, 2006, February 23, 2006 and April 6, 2006. Copies of these letters are being transmitted to Appellee under separate cover.

15. Any and all documents introduced into evidence by Appellee or any other party to this matter.

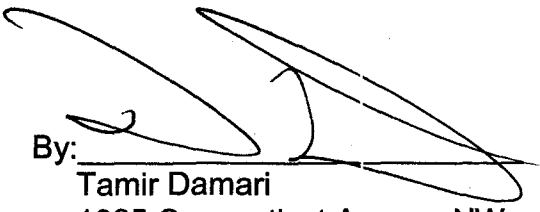
16. Excerpts of any transcripts of proceedings relating to Appellant's occupancy of the Premises, or any portion thereof.

17. Demonstrative Exhibits summarizing/embodying the information contained in Appellant's substantive exhibits.

Appellant reserves the right to supplement/modify this Report prior to the April 25, 2006 hearing.

Respectfully submitted,

Roetzel & Andress, LPA

By: 

Tamir Damari
1025 Connecticut Avenue NW
Suite 220
Washington, D.C. 20036

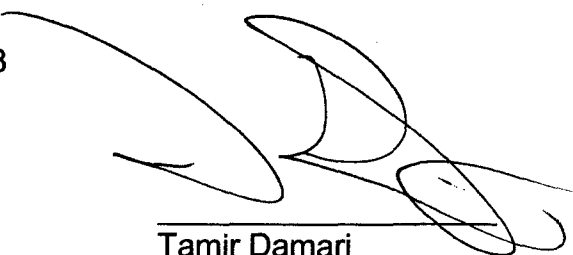
Counsel for Appellant

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was hand-delivered, this
19th day of April, 2006, to the following:

Neil A. Stanley
Acting Zoning Administrator
Department of Consumer and Regulatory Affairs
941 North Capitol Street N.E., Suite 2000
Washington, DC 20002

Advisory Neighborhood Commission 3F
C/O Karen Perry
3003 Van Ness Street NW
Apt. W-118
Washington, DC 20008


Tamir Damari