

Board of Zoning Adjustment
of the District of Columbia

Appeal of Milton E. Hall

Re: Revocation of Certificate of
Occupancy No. 40047

APPELLANT'S STATEMENT OF ERRORS

Appellant, Milton E. Hall, by and through his attorney, Ronald L. Webne, hereby states that he is aggrieved by the decision of the Department of Consumer and Regulatory Affairs, dated July 19, 2007, revoking Certificate of Occupancy No. 40047 in the following ways:

1. He did not use the subject premises in such a way as to exceed the scope of said Certificate of Occupancy.

2. Respondent did not use the subject premises for a junk yard or for any other nonconforming use.

3. If he did use the subject premises in such a way as to exceed said Certificate of Occupancy, he ceased said use promptly upon being notified of the same.

4. The subject certificate of occupancy was unconstitutionally vague in that it did not adequately notify respondent of its scope.

5. The certificate of occupancy was revoked without due process of law and/or in violation of applicable law.

6. Any law that permits said Certificate of Occupancy to be revoked without affording Respondent due process of law is unconstitutional.

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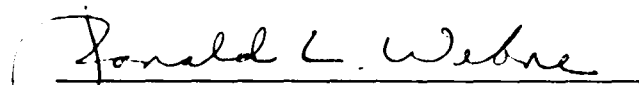
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8. The Department of Consumer and Regulatory Affairs is barred from revoking said Certificate of Occupancy due to estoppel, waiver, laches, or the applicable statute of limitations.

9. Any evidence tending to prove that Respondent used the subject property in a non-conforming manner was obtained in violation of the Fourth Amendment or otherwise illegally.

Appellant intends to prove the foregoing through presentation of legal briefs or arguments, the testimony of relevant witnesses, including himself, Jeffrey Ogunbiyi, Rotimi Ogunbiyi, Frederick Duncan, photographs, and other documents.

Respectfully submitted,



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