

GIBSON, DUNN & CRUTCHER LLP

LAWYERS

A REGISTERED LIMITED LIABILITY PARTNERSHIP
INCLUDING PROFESSIONAL CORPORATIONS

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PJaffe@gibsondunn.com

December 11, 2007

Direct Dial

(202) 887-3749

Fax No.

(202) 530-9511

Client No.

T 41816-00001

VIA FACSIMILE & U.S. MAIL

BZA # 17745

District of Columbia Office of Zoning
441 4th Street, NW
Suite 210 South
Washington, DC 20001

Re: Architect of Record for 4849 Wisconsin Avenue

Dear Sir or Madam:

I am writing on behalf of my client, InterArch, Inc. ("InterArch"). InterArch is the architect of record for the construction project located at 4849 Wisconsin Avenue.

InterArch objects to any request by the property owner/agent to change the architect of record for this project from InterArch to any other contractor, architect, or professional. InterArch currently has a contract to perform this work; however, the owner/agent has failed to comply with its obligations pursuant to the contract, including, without limitation, meeting payment obligations. Therefore, the owner/agent is not permitted to use InterArch's plans and specifications for this project.

InterArch objects to any request by the owner/agent on grounds that the owner/agent continues to use InterArch's drawings, plans, and specifications to complete the project without complying with all of the owner's/agent's obligations, including timely payment for InterArch's work on the project. The owner's/agent's failure to make timely payments to InterArch constitutes substantial nonperformance of the agreement and ~~interferes with InterArch's~~ **BOARD OF ZONING ADJUSTMENT** **District of Columbia** services.

CASE NO.

17745

EXHIBIT NO.

10

Board of Zoning Adjustment
District of Columbia

CASE NO. 17745

EXHIBIT NO. 10

LOS ANGELES NEW YORK WASHINGTON, D.C. SAN FRANCISCO PALO ALTO
LONDON PARIS MUNICH BRUSSELS ORANGE COUNTY CENTURY CITY DALLAS DENVER

GIBSON, DUNN & CRUTCHER LLP

District of Columbia Office of Zoning

441 4th Street, NW

Suite 210 South

Washington, DC 20001

December 11, 2007

Page 2

If you have any questions or would like any further information, please do not hesitate to contact me.

Regards,

A handwritten signature in black ink, appearing to read "Peter E. Jaffe", written over the printed name.

Peter E. Jaffe

PEJ/njb

cc: H. Rodgin Cohen, Esq.
Sullivan & Cromwell LLP
125 Broad Street
New York, NY 10004-2498

Richard Alexander, Esq.
Arnold & Porter LLP
555 Twelfth Street, NW
Washington, DC 20004-1206

William M. Tambussi, Esq.
Brown & Connery
360 Haddon Avenue
Weston, NJ 08108

GIBSON, DUNN & CRUTCHER LLP**LAWYERS**A REGISTERED LIMITED LIABILITY PARTNERSHIP
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InterArch objects to any request by the owner/agent on grounds that the owner/agent continues to use InterArch's drawings, plans, and specifications to complete the project without complying with all of the owner's/agent's obligations, including timely payment for InterArch's work on the project. The owner's/agent's failure to make timely payments to InterArch constitutes substantial nonperformance of the agreement and has forced InterArch to suspend services.

LOS ANGELES NEW YORK WASHINGTON, D.C. SAN FRANCISCO PALO ALTO
LONDON PARIS MUNICH BRUSSELS ORANGE COUNTY CENTURY CITY DALLAS DENVERBOARD OF ZONING ADJUSTMENT
District of Columbia

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Washington, DC 20001

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Page 2

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Royce/de

Peter B. Jaffe

PEJ/ujb

cc: H. Roxlgin Cohen, Esq.
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125 Broad Street
New York, NY 10004-2498

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17745

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December 11, 2007

TO: Mr./Ms.: _____

Company: District of Columbia Office of Zoning

City, State: Washington, DC

Facsimile No.: (202) 727-6072

Main Telephone: _____

FROM: Peter E. Jaffe Room: DC-3102 Direct Dial: (202) 887-3749

Our File Number: T 41816-00001 Fax: (202) 530-9511 Email: PJaffe@gibsondunn.com

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