

**BEFORE THE BOARD OF ZONING ADJUSTMENT
OF THE DISTRICT OF COLUMBIA**

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APPEAL OF:

WALTER PARRS, ET AL

From the Zoning Administrator's
Decision of April 8, 2011 and Issuance
of Building Permit No. B1104635 and
Elevator Permit No. EN1101667
regarding the construction of a
"material lift" structure
at 3307 M Street, N.W., in the C-2-A
District (Square 1205, Lot 79)

**BZA Appeal No. 18257
ANC 2E**

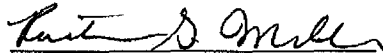
Hearing Date: November 1, 2011

**APPELLANTS' LIMITED RESPONSE TO "PRE-HEARING STATEMENT OF
INTERVENOR" REGARDING FILING AND SERVICE OF PLEADINGS**

On October 25, 2011, counsel for CB2 filed a "Pre-hearing Statement of Intervenor" in which she alleged that Appellants had not filed a pre-hearing statement or submitted argument in this case. In fact, as the record in this case shows, Appellants filed a pre-hearing statement on October 18, 2011 and served Matthew Le Grant, the Zoning Administrator and Appellee in this case. Appellants were not aware that CB2 was officially moving to intervene in the case as CB2 had not sought to intervene pursuant to 11 DCMR 3106.2 which provides for any person seeking intervention to file specific information with the Board not less than fourteen (14) days prior to the date set for hearing.

In addition to delivering a copy of the pre-hearing statement to CB2's counsel today by hand, Appellants are also delivering by hand today copies of the pre-hearing statement to all persons copied on CB2's filing who were not previously served. Appellants will address the substantive arguments set forth in CB2's statement at the hearing.

Respectfully submitted,



Ruthanne G. Miller, Esq.
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**BOARD OF ZONING ADJUSTMENT
District of Columbia**

CASE NO.

18257

EXHIBIT NO.

24

**Board of Zoning Adjustment
District of Columbia
CASE NO.18257
EXHIBIT NO.24**

I HEREBY CERTIFY that a copy of the foregoing APPELLANTS' LIMITED RESPONSE TO "PREHEARING STATEMENT OF INTERVENOR" REGARDING FILING AND SERVICE OF PLEADINGS and the Pre-Hearing Statement in Support of Appeal, with attached exhibits, was served this 26th day of October, 2011, by hand to

Leila M. Jackson Batties, Esq.
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2099 Pennsylvania Ave, NW
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Bill Starrels, Commissioner
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1045 31st Street, NW
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c/o Ron Lewis, Chair
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Department of Consumer and Regulatory Affairs
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(without previously served exhibits)



Ruthanne G. Miller, Esq.