

March 11, 2013

VIA ELECTRONIC FILING

Lloyd Jordan, Chairman
Board of Zoning Adjustment
441 Fourth Street, NW Suite 210 South
Washington DC 20001

Re: BZA Appeal No. 18522
Consent Motion for Postponement

Kinley R. Bray

Counsel
202.715.8572 DIRECT
202.857.6395 FAX
dumas.kinley@arentfox.com

Reference Number
029660.00001

Dear Chairperson Miller and Members of the Board:

With consent of the Office of the Zoning Administrator for the District of Columbia Department of Consumer and Regulatory Affairs ("Appellee"), MRP Washington Harbour, LLC ("Intervenor"), the Washington Harbour Condominium Unit Owners' Association ("Appellant") hereby submits this Consent Motion for Postponement of the hearing presently scheduled for Tuesday, March 26, 2013.

The Appellant's principal witness, the chairman of the Unit Owners' Association, has been dispatched out of the country on a business matter and will remain unavailable through the end of March. The parties have jointly communicated with the Office of Zoning and understand that April 30 is available for a postponed hearing, and hereby each join in requesting that the Board reschedule the public hearing in this matter to April 30 or the earliest available date thereafter.

By electronic and copy of this letter, and as otherwise noted on the Certificate of Service, the parties have notified the Advisory Neighborhood Commission of the request for postponement. In addition, counsel for the Appellant has discussed the postponement with Single Member District Commissioner Bill Starrels (ANC 2B05), who does not object to the postponement.

We appreciate the Board's accommodation in postponing this matter.

Respectfully submitted,



Kinley R. Bray
ARENT FOX LLP
1050 Connecticut Avenue, NW
Washington DC 20036
Attorney for Intervenor Commerce Bank

CONSENTED TO:



Jay Surabian
Assistant General Counsel
Office of Attorney General
Department of Consumer and Regulatory
Affairs
1100 4th Street S.W.
Washington, DC 20024
Counsel for Appellee

CONSENTED TO:



Jeff Utz
Goulston & Storrs
1999 K Street Ave NW, Suite 500
Washington, DC 20006
Counsel for Intervenor

Cc: Matthew LeGrant, Zoning Administrator (via electronic mail)
Commissioner Bill Starrels, ANC 2B05 (via electronic mail)
Advisory Neighborhood Commission 2B (via electronic and U.S. Mail)
Marc Fleischaker (via electronic mail)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11th day of March, 2013, a copy of the foregoing was mailed, first class, postage pre-paid to the following:

Jay Surabian
Assistant General Counsel
Office of Attorney General
Department of Consumer and Regulatory Affairs
1100 4th Street S.W.
Washington, DC 20024
Counsel for Appellee

Jeff Utz
Goulston & Storrs
1999 K Street Ave NW, Suite 500
Washington, DC 20006
Counsel for Intervenor

Advisory Neighborhood Commission 2B
3265 S Street NW
Washington, DC 20007



Kinley R. Bray