

January 23, 2015

VIA IZIS

Chairman Lloyd Jordan  
D.C. Board of Zoning Adjustment  
441 4<sup>th</sup> Street NW, Suite 210S  
Washington, DC 20001

Re: BZA Case Nos. 18852 & 18853 – Applicant’s Opposition to Filings

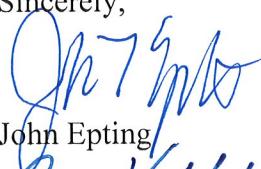
Dear Chairman Jordan and Members of the Board:

The Applicant in the above-referenced cases hereby opposes the inclusion into the record of the two party status applications (Exhibits 50 and 51), the petition (Exhibit 52), and the opposition letter (Exhibit 54) filed after the December 2, 2014 public hearing.

The party status applications were not filed in advance of the public hearing on these cases. They were filed on January 5, 2015 and January 11, 2015, respectively. These applications were filed well after the deadline to file 14 days in advance of the hearing date, pursuant to the rule in Section 3106.2, and far after the public hearing had occurred, which renders them moot. Therefore, the Applicant opposes inclusion of these applications into the record and the granting of party status.

At the conclusion of the December 2<sup>nd</sup> public hearing, the Board requested only two items for the record: a revised ANC letter and the Applicant’s TDM plan studies. The petitions, filed January 15, 2015, and the opposition letter, filed January 22, 2015, are not the requested items and are not relevant to the requested items. Therefore, the Applicant opposes the inclusion of the petitions and the opposition letter into the record.

Sincerely,

  
John Epting  
  
Cary Kadlecak

Board of Zoning Adjustment

District of Columbia

CASE NO. 18853

EXHIBIT NO. 58