



GREENSTEIN DELOREME & LUCHS, P.C.

1620 L STREET, N.W., SUITE 900
WASHINGTON, D.C. 20036-5605
tel (202) 452-1400 fax (202) 452-1410

www.gdllaw.com

April 15, 2016

BY IZIS ELECTRONIC FILING (bzasubmissions@dc.gov)

Marnique Y. Heath, AIA
Chairperson
Board of Zoning Adjustment
441 4th Street, N.W.
Suite 210
Washington, D.C. 20001

Re: Unopposed Request for Continuance by Party in Opposition to
BZA Application 19205
1541 44th Street, N.W.
Square 1327, Lot 0040 ("Property")

Dear Chairperson Heath and Members of the Board:

This firm is counsel for Ms. Alexandra D. Schaumber, the owner of 1539 44th Street, N.W. (Square 1327, Lot 39) which is the row dwelling immediately adjacent to the Property. By letter dated March 14, 2016 (Exhibits 29 and 30), Ms. Schaumber requested party status in opposition to this Application.

Ms. Schaumber is a licensed psychologist practicing and living in New York City. As a result of her patient care responsibilities, Ms. Schaumber was unavailable to appear personally, but authorized her father, Peter C. Schaumber, Esquire, to appear at the scheduled hearing to offer testimony and evidence on her behalf. Mr. Schaumber has pneumonia and his symptoms have worsened. Today, on advice of his doctor, his current condition will not allow him to attend the April 19 hearing.

Mr. Schaumber's circumstances are immediate and unforeseeable and demonstrate "good cause." In the absence of a continuance, Ms. Schaumber's right to oppose this Application will be extremely prejudiced and foreclosed.

Previously, the Applicant requested and was granted a continuance of the original hearing date. The Applicant has no objection to this continuance and the parties have agreed to meet to discuss resolution of this dispute.

Marnique Y. Heath, AIA
April 15, 2016
Page 2

JP Szymkowicz, the owner of 1543 44th Street, NW, the other house adjacent to Applicant's, who is also opposing the Application, also has no objection to a continuance.

Conrad DeWitte, ANC Commissioner, ANC 3D09, representing the Property has no objection to a continuance.

Finally, this Application is currently not ripe for consideration on April 19. ANC 3D, the Office of Planning and the undersigned have indicated that additional relief is required for this proposed project. Although the Applicant has been put on notice that additional relief is required, the Application has not been properly revised and the full required notice and posting has not been completed. During this continuance, the Applicant should obtain verification from the Zoning Administrator of the full relief required for the proposed rear addition and deck.

Advanced confirmation that the Board has granted this continuance would be greatly appreciated so that the parties will not be required to appear on April 19.

In view of the course of treatment being prescribed Mr. Schaumber, we will ask for a hearing date after June 10.

Thank you for your assistance in this matter.

Very truly yours,

GREENSTEIN DELORME & LUCHS, P.C.



John Patrick Brown, Jr.



Kate M. Olson

By Electronic Mail

cc: Thomas M. Smith, Chair ANC 3D
Conrad J. DeWitte, ANC 3D09
Megan Rappolt, O.P.
William B. Magrath, Applicant



GREENSTEIN DELORME & LUCHS, P.C.

www.gdlaw.com

Marnique Y. Heath, AIA

April 15, 2016

Page 3

John Paul Szymkowicz, Requested Party Opponent

Alexandra D. Schaumber

Peter C. Schaumber