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September 12, 2008

District of Columbia Zoning Commission
c/o Secretary
414 4th Street N W , Suite 210
Washington, DC 20001

Re Marina View Trustee, LLC, Application, Z C, Case No 05-38A

Ladies and Gentlemen

Tiber Island Cooperative Homes, Inc , and Paul Greenberg (hereinafter collectively, the "Tiber Island"), respectfully request leave to participate as parties in the above proceeding before the Commission and counsel makes the required statements as follows

1 The parties names and addresses are as follows

Tiber Island Cooperative Homes, Inc
429 N Street, S W
Washington, DC 20024

and

Paul Greenberg
430 M Street, S W , Apt 705
Washington, DC 20024

2 The parties herein seek to participate as parties in opposition to the application in No 05-38A for modification to Order No 05-38 which is not final in that an appeal is presently pending in the District of Columbia Court of Appeal No 07-AA-1280 Briefs have been filed by all parties who are awaiting a date for oral argument Tiber Island objects to any attempted hearing on a modification of Order No 05-38 before that Order becomes final

3 Minor modification of a PUD's "final plans as approved by the Zoning Commission" are permitted to be made by the Zoning Administrator under 11 DCMR 2409 6 However, more substantial modifications of "final plans" require Commission approval at a public hearing under 11 DCMR 2409 9 Movants herein believe that the Zoning Commission cannot properly consider a modification of Order 05-38, the subject Order on appeal herein, until and unless it becomes final following any Order of the Court of Appeals

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EXHIBIT NO 15

4 Legal counsel for the parties hereto will be Michael B McGovern whose full name, address and telephone numbers are as follows

Michael B McGovern
Hanson & Molloy
1320 Nineteenth Street, N W , Suite 300
Washington, DC 20036

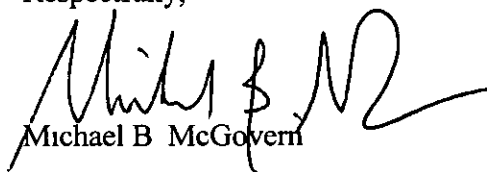
202-833-9700 pho
202-833-9700 fax

5 The undersigned will be witness for the Tiber Island and expects to request the opportunity to speak as a preliminary matter at the hearing to request that the application be dismissed or denied

6 Tiber Island Cooperative Homes, Inc , is a residential cooperative containing 389 residential apartment units in four (4) high-rise apartment buildings and a number of smaller town-house-type dwellings across M Street, S W , within 200 feet of the Marina View Apartment project Mr Paul Greenberg is a cooperative owner at 429 M Street, S W , and is likewise adversely and prejudicially affected by any modification of a previous Order of this Commission before the pending appeal before the Court of Appeals has been decided

Thank you for your consideration

Respectfully,


Michael B McGovern

cc Paul Tummonds Esquire