

October 20, 2008

Whayne S. Quin
202 663 7274
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VIA HAND DELIVERY

D.C. Zoning Commission
Suite 210
441 4th Street, N.W.
Washington D.C. 20001

Re: Zoning Commission Case No. 08-13
Convention Center Hotel
Square 370 – Massachusetts Avenue and 9th and L Streets, N.W.
Request for Waiver of 40 Day Posting

Dear Members of the Commission:

Enclosed, please find an affidavit attesting to the posting of notice on the subject property. Through inadvertence, notice was posted on the property thirty-five days in advance of the hearing. Pursuant to §3000.8 of 11 DCMR, the Applicant respectfully request a waiver of five days from §3015.3. The Applicant believes that all other forms of notice have been given in accordance with 11 DCMR, that the community has been well informed of the pending proposal and that there will be no prejudice to any person or party if the waiver is granted.

Please let us know if you have any questions or require any additional information.

Sincerely,



Whayne S. Quin
Leila M. Batties
Holland & Knight LLP

Enclosure

5727215_v1

ZONING COMMISSION
District of Columbia

CASE NO. 08-13
EXHIBIT NO. 25

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D.C. OFFICE OF ZONING
2008 OCT 20 PM 1:42

Affidavit - Form No. 9
February, 1985

BEFORE
THE DISTRICT OF COLUMBIA
ZONING COMMISSION

NOTICE: See other side of affidavit form for instructions.

In Re: Square 370, Lots 18, 21, 22, 24, Case No.: ZC 08-13
801-806, 830-839, 843, 845 and alley to be closed - Mattiott International, Inc.
AFFIDAVIT OF POSTING

DISTRICT OF COLUMBIA, ss:

Freda Hobar and Beverly Berning, being first duly sworn, do

hereby depose and say that:

We, Freda Hobar and Beverly Berning on October 20, 2008
(Date)

at 12:15 p.m., caused 7 Zoning Notice(s) furnished by the
(Time)

Secretary to the Zoning Commission to be posted on private property

bounded by Massachusetts Ave. on the South, L St. on the North,
known as 9th St. on the East and 10th St. on the West
(Address of Premises)

in plain view of the public on the following street frontages:

We caused to be taken 7 photographs(s), attached
(Number)
hereto, of the Zoning Notice(s) in place which fairly depict each
Zoning Notice as seen by the public. The photographs are numbered
and correspond to the following street frontages:

Number

Street Frontages

See Attached
1-2

Massachusetts Avenue, N.W.
L Street, N.W.
9th Street, N.W.

Beverly Berning Freda Hobar
Signature

Subscribed and sworn to before me this 20th day of October, 192008

Jerilyn A. Spach
Notary Public, D. C.

My Commission expires:

Jerilyn A. Spach

Notary Public of District of Columbia
My Commission Expires May 31, 2013

Attach photograph here.

See Instruction No. 1

(See Attachment)

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INSTRUCTIONS

1. Attach photograph showing the Zoning Notice as seen from the public street in the space provided on the face of the affidavit. If more than one photograph is required, they should be mounted on a separate sheet of paper the same size as this form. The paper holding the photographs is to be firmly attached to this form.
2. All photographs must be at least 3" x 3" and numbered to correspond to street frontages listed on the face of the affidavit.
3. Sections 3.3d3 of the Rules of Practice and Procedure Before the Zoning Commission of the District of Columbia requiring posting of the property reads as follows:

When a Map Amendment, PUD or air space development is requested by a property owner for his property, the applicant shall give additional notice of the public hearing by posting the property with notice of hearing at least forty days in advance of the hearing. Notice shall be posted in plain view of the public at each street frontage located on the subject property. Notice will be supplied by the Executive Director of the Commission showing the calendar number of the application, the nature of the application, the name of the applicant, the property involved, and the location, time, and date of the public hearing. The applicant shall file with the Executive Director of the Commission not less than thirty days prior to the public hearing, a sworn affidavit demonstrating compliance with this rule. A form of affidavit supplied by the Executive Director of the Commission may be used, but is not required. The applicant shall attach to the affidavit a photograph of each sign after posting and as viewed by the public, identifying the street frontage of each sign. The applicant must make a reasonable effort to maintain the posting by checking the signs weekly and reposting when necessary. The applicant must swear or affirm at the hearing that this has been done.

ZC 08-13



①

MASS AVE N.W.



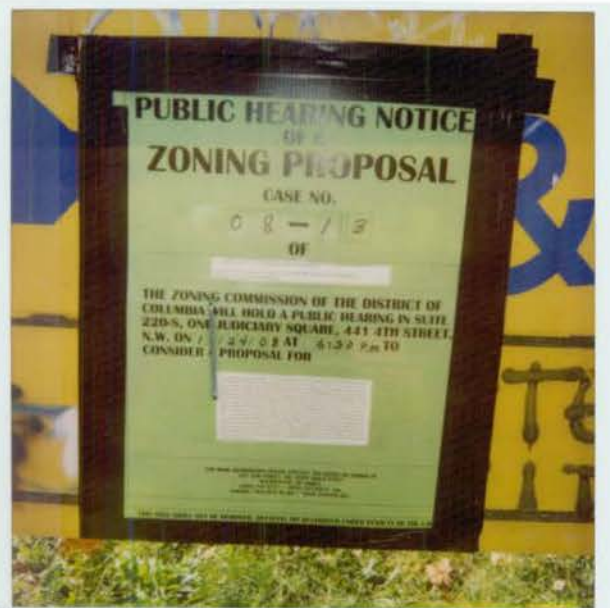
②

MASS AVE N.W.



③

900 BLK of L ST. N.W.



④

900 BLK MIDDLE of L ST NW

ZC 08-13



5
CORNER OF 6 ST. N.W.



6
CORNER OF 9TH ST NW



7
9TH ST NW