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Suite 300
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Washington, D.C. 20006

DISTRICT OF COLUMBIA
'00 MAY 16 P2:06

Re: 3020 43rd Street, N.W.
BZA Application No. 16521
BZA Appeal No.

Dear Allison:

I am writing to seek your voluntary written consent to a continuance in the BZA Application No. 16521 hearing scheduled for tomorrow morning.

Given the current posture of this case, this consent makes common sense by avoiding the unnecessary expenditure of the Board's time and the parties' resources. For the third time, the Applicant is not in a position to go forward with a clearly deficient application (premature, incomplete and inaccurate zoning relief. This voluntary continuance will (1) enable the parties to step back and carefully consider Mr. Sisson's new found interest in reaching a settlement of this matter; (2) avoid the possibility of the Board imposing harsher sanctions against the Applicant; and (3) allow a careful and complete determination of the required zoning relief.

In light of the Appeal which I filed a week ago on behalf of the Spring Valley-Wesley Heights Citizen's Association, the Zoning Administrator prudently suggested that the parties meet to discuss the numerous and substantial outstanding issues. While

BZA
Case No. 16521
Exhibit No. 40

Board of Zoning Adjustment
District of Columbia
CASE NO.16521
EXHIBIT NO.40

GREENSTEIN DELORME & LUCHS, P.C.

we both agree that this meeting makes good sense, I have been unable to rearrange my schedule to hold a last minute meeting this afternoon at 5:00 p.m. However, the urgency of this meeting is clearly artificial as a result of the undisputed deficiencies in the current application and the inability to correct those deficiencies in a manner that would permit the Board to proceed under any circumstances tomorrow. Additionally, I am preparing new information for the Board which will establish new deficiencies in the current application. Once we have identified all of the issues, the Zoning Administrator has received complete information from the Applicant, and allowed preliminary review of this information by the Zoning Administrator, then it would be an appropriate time for this joint meeting.

Please signify your consent to this continuance before 4:45 p.m. today by signing in the space provided and returning a copy to me by facsimile.

Very truly yours,

GREENSTEIN DELORME & LUCHS, P.C.

By: _____
John Patrick Brown, Jr.

JPB/dmh: 136595
cc: Ms. Sherri Pruitt, BZA
Advisory Neighborhood Commission 3-D
Mr. George Watson, Wesley Heights Historical Society
Mr. Michael Johnson, Zoning Administrator

CONSENT TO CONTINUANCE:

By: _____
Allison C. Prince
Counsel for Mr. Charles Sisson