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April 28, 2000

VIA HAND-DELIVERY

Sheila Cross-Reid, Chairperson
District of Columbia
The Board of Zoning Adjustment
441 4th Street, N.W.
Room 210-South
Washington, DC 20001

Re: BZA Appeal No. 16533
4512 28th Street, N.W.
Square 2251, Lot 29

Dear Ms. Reid:

On Wednesday evening April 26, 2000, Mr. Armando Lourenco of DCRA stated in an open meeting of approximately 150 persons at the Guy Mason Recreation Center, that he had had an ex parte meeting with you and the Chairman of the Zoning Commission subsequent to the decision in this case on April 18, 2000. Mr. Lourenco said that at that ex parte meeting the participants had discussed their interpretations of the decision and reached certain conclusions. Of course, all of this occurred while the Order is being drafted.

Those in attendance at the April 26 meeting of Ward 2 and Ward 3 Democrats to discuss DCRA issues included Eric Price and Andrew Altman. Lloyd Jordan of DCRA had left the meeting by the time Mr. Lourenco made his statements.

By this letter, the Appellants formally request that you recuse yourself from any further consideration of the issues in this case, including the drafting, discussion and review of the Opinion and Order. We further request that this matter be referred to the Corporation Counsel for further investigation and appropriate action. Finally, we ask that a complete disclosure be made of all of the discussions at this and any

BZA Case No. 16533 Exhibit No. 42

Board of Zoning Adjustment
District of Columbia
CASE NO.16533
EXHIBIT NO.42

other ex parte meetings concerning this case, including any documents that were made or discussed. This disclosure should be kept from the other members of the BZA who voted on this matter.

Sincerely yours,

George R. Clark

GRC/ydw

cc: Marie Sansone, Esquire
Whayne S. Quin, Esquire
Armando Lourenco