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October 10, 2000

D.C. Board of Zoning Adjustment
441 4th Street, N.W.
Room 220 South
Washington, D.C. 20001

Re: Application No. 16618 of the Phillips Collection

Honorable Members of the Board:

On behalf of the Republic of India, we respectfully request that the Republic of India be permitted to appear and participate as a party in the above-referenced application. Pursuant to Section 3106.2 of the Zoning Regulations, the following information is submitted:

1. The name of the party is the Republic of India, located at 2107 Massachusetts Avenue, N.W., Washington, D.C., immediately adjacent to the subject property.

2. The Republic of India requests permission to appear and participate as a party in this application.

3. The Republic of India is concerned about the impacts of the proposed project on its property and its interests. Until the applicant more fully describes its intention with respect to the size, nature and circumstances of the construction of the project referenced in the application, we reserve our right to appear either in opposition or support of the application.

4. The Republic of India will appear through the undersigned law firm.

BZA
Case No. 16618
Exhibit No. 33

Board of Zoning Adjustment
District of Columbia
CASE NO.16618
EXHIBIT NO.33

5. Party status should be granted for the following reasons:

a. The property of the Republic of India is located at 2107 Massachusetts Avenue, N.W., Square 66, Lot 65.

b. The Republic of India is the record owner of the property at 2107 Massachusetts Avenue, N.W.

c. The Republic of India immediately abuts the property owned by The Phillips Collection, which is the subject of this application.

d. The application requests variances to exceed the maximum allowable floor area ratio and lot occupancy; to enlarge a presently-existing non-conforming structure; to locate a roof structure closer to the rear of the building than what would otherwise be permitted; and to allow two or more principal structures on a single record lot. The common theme of all these requests is to allow the construction of a building which will exceed the permitted density, thus allowing a larger structure than what would otherwise be permitted as a matter of right. The bulk of the new construction will be directly adjacent to the Republic of India property and may impact on the Republic of India's access to the rear of its property through shared alleys and common areas.

Based on the above, the interests of the Republic of India will be more significantly, distinctively, and uniquely affected in character or kind by the proposed action than those of other persons in the general public. For all of the above reasons, the Republic of India respectfully requests party status in this application.

Respectfully submitted,

Neil Thomas Proto

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Steven R. Johnson
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