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ROBERT CLAYTON COOPER
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June 13, 2000

VIA HAND DELIVERY

Government of the District of Columbia
Board of Zoning Adjustment
Chair of the Board of Zoning Adressment
441 4th Street, N.W.
Suite 210-S
Washington, D.C. 20001

RE: BZA Application No. 16288
Our File No. 031879.1

Dear Chairman:

This law firm was previously retained by Mr. Ira Clements of 4904 4th Street, N.W., Washington, D.C. regarding the above-referenced BZA application number. We recently received from Mr. Clements correspondence from your office dismissing his application for "failure to appear and go forward with the case;" and a lack of response to a letter of June 5, 1998. A copy of that Dismissal Order is attached for your reference.

Please note that all matters pertaining to the June 5, 1998 letter were, in fact, responded to by Mr. Clements. Please find attached a copy of the Affidavit of Posting (which I recently retrieved from your file) which notes that the Affidavit for the September 2, 1998, hearing was submitted on August 27, 1998. Additionally, on the date of that Hearing, I and Mr. Clements' son appeared before the BZA prepared to address the concerns raised by the Department of Consumer Regulatory Affairs regarding the rear deck. Unfortunately, there was another Hearing taking place which created or caused a backup of all cases that were then pending for that date. We were instructed to submit witness cards (which we did and copies of these document can also be located in your case jacket) and were told that the case would be "postponed indefinitely" and that there would be no further action required on our part until we heard from the Board. That note concerning the indefinite postponement is also reflected in the case jacket maintained by the Zoning Office.

BZA
Case No. 16634
Exhibit No. 3

111 South Calvert Street
Baltimore, Maryland 21202
410·385·5343

207 A Monroe Street
Rockville, Maryland 20850
301·340·0450

8300 Boone Boulevard
Vienna, Virginia 22182
703·522·1330

Board of Zoning Adjustment
District of Columbia
CASE NO.16634
EXHIBIT NO.3

This matter should not be dismissed to the detriment of Mr. Clements. All requirements for going forward with the case (as reflected in your June 5, 1998 letter) had been complied with; the applicant appeared for the September 2, 1998 Hearing; and, the BZA Administrators informed us that the case would be postponed indefinitely.

Should you have any questions of comments regarding this application, please do not hesitate to give me a call at (202) 457-1649.

Very truly yours,

JACKSON & CAMPBELL, P.C.

Robert Clayton Cooper

RCC/kam
cc: Ira Clements