ROBINS, KAPLAN, MILLER & CIRESI L.L.P.
ATTORNEYS AT LAW

ATLANTA
BOSTON
CHICAGO
LOS ANGELES
MINNEAPOLIS
ORANGE COUNTY
SAINT PAUL
WASHINGTON, D.C.

SUITE 1200
1801 K STREET, N.W.
WASHINGTON, D.C. 20006-1301
TELEPHONE (202) 775-0725
FACSIMILE (202) 223-8604
TELEX 4931197 RKMC

RICHARD B. NETTLER
JEANNINE RUSTAD ZIGNER
(202) 775-0725

February 22, 2001

RECEIVED
D.C. OFFICE OF ZONING
2001 FEB 23 AM 11:10

BY HAND

Mr. Robert Sockwell
Chairperson
Board of Zoning Adjustment
441 Fourth Street, N.W., Room 201
Washington, D.C. 20001

Re: BZA Application No. 16641
WITHDRAWAL OF REQUEST FOR PARTY STATUS AND WITHDRAWAL OF OBJECTION

Dear Mr. Sockwell and members of the Board of Zoning Adjustment:

On December 6, 2000, we requested party status on behalf of Peter Schwartz and 1234 Massachusetts Avenue LLC (collectively "Schwartz"), to appear as a party in opposition to the relief requested in the above-referenced application.

Subsequent to Schwartz's filing of the request for party status, the Applicant requested a continuation of the hearing in this matter so that it could work with Schwartz to address Schwartz's concerns. The Applicant has, in fact, cooperated with Schwartz and has redesigned the facade of the proposed project which faces the Massachusetts House Apartments, which is owned by Schwartz. The revised design adds a decorative pattern to the exterior wall of the elevator core, as well as architectural treatments to all the windows which face the Massachusetts House, including the windows which face the courtyard of the proposed project.

As a result of the Applicant's efforts and redesign of the proposed project, Schwartz hereby withdraws its request for party status. Additionally, Schwartz withdraws its opposition to the application. In light of the efforts of the Applicant and the changes to the proposed project, Schwartz supports the application, as it will bring much needed housing to the Downtown Area.

BZA
Case No. 16641
Exhibit No. 46

Board of Zoning Adjustment
District of Columbia
CASE NO.16641
EXHIBIT NO.46

We appreciate your consideration.

Sincerely,

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

Richard B. Nettler

Jeannine Rustad Zigner

cc: Peter N.G. Schwartz (by facsimile)
Carolyn Brown, Esquire (by facsimile)
Whayne S. Quin, Esquire (by facsimile)