GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

July 15, 2004

Phil Feola
Shaw Pittman LLP
2300 N Street, N.W.
Washington, D.C. 20037-1128

Re: BZA Appeal No. 16701 (1957 E Street, N.W.) GW University

Dear Mr. Feola:

The Office of Zoning received your letter (attached) dated February 1[illegible], 2004, noting that the above-cited appeal may be closed (withdrawn). Please be advised that pursuant to subsection 3113.10 of the Zoning Regulations your appeal is hereby **WITHDRAWN**. No further action will be taken on this matter.

If you have any questions, please call Richard S. Nero Jr., Chief, Support Services and Quality Control at (202) 727-6311.

SINCERELY,

JERRILY R. KRESS, FAIA
Director, Office of Zoning

Attachment

BOARD OF ZONING ADJUSTMENT
District of Columbia
CASE NO. 16701
EXHIBIT NO. 88

Board of Zoning Adjustment
District of Columbia
CASE NO.16701
EXHIBIT NO.88

ShawPittman LLP

A Limited Liability Partnership Including Professional Corporations

PHIL FEOLA
202-663-8789
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February 13, 2004

RECEIVED
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VIA HAND DELIVERY

Richard A. Nero
Office of Zoning
441 4th Street, N.W.
Room 210
Washington, D.C. 20001

Re: Board of Zoning Adjustment ("BZA") Appeal No. 16701

Dear Mr. Nero:

In Appeal No. 16701, the West End Citizens Association ("**WECA**") and Advisory Neighborhood Commission ("**ANC**") 2A appealed the ruling of the Zoning Administrator with regard to The George Washington University's ("**University**") purchase and construction of a Planned Unit Development ("**PUD**") that was originally issued to the Associated General Contractors of America at the premises 1957 E Street, N.W. The BZA upheld that appeal, ruling that the Zoning Administrator had exceeded his authority with regard to approving a building permit which was inconsistent with the previously approved PUD plans. Upon Motion by the University, the BZA, in Order No. 16701-A, ordered a temporary Stay of the Order. The BZA, in Order No. 16701-B, issued an additional Stay extending it pending Zoning Commission action with regard to the University's PUD modification request.

It has come to our attention that this matter is still open before the BZA and the University hereby formally notices the BZA that the Zoning Commission Order Nos. 746C and 746D renders the BZA Orders for the Stay moot. Thus, the BZA Appeal No. 16701 may be closed.

If you have any further concerns or comments please feel free to contact me.

Sincerely,

Phil Feola

cc: Charles Barber

BZA
Case No. 16701
Exhibit No. 85