Law Offices
HOLLAND & KNIGHT LLP

2099 Pennsylvania Avenue, N.W.
Suite 100
Washington, D.C. 20006-6801

202-955-3000
FAX 202-955-5564
www.hklaw.com

Annapolis
Atlanta
Bethesda
Boston
Bradenton
Chicago
Fort Lauderdale
Jacksonville
Lakeland
Los Angeles
Melbourne
Miami
New York
Northern Virginia
Orlando
Providence
St. Petersburg
San Antonio
San Francisco
Seattle
Tallahassee
Tampa
Washington, D.C.
West Palm Beach

International Offices:
Caracas*
Mexico City
Rio de Janeiro
São Paulo
Tel Aviv*
Tokyo

*Representative Office

October 25, 2001

NORMAN M. GLASGOW, JR.
202-419-2460
Internet Address: nglasgow@hklaw.com

Mr. Stephen Cochran
Office of Planning
Suite 4000
801 N. Capitol Street, N.E.
Washington, D.C. 20002

Re: BZA Application No. 16778, 1108 K Street, N.W.

Dear Steve:

In furtherance of our recent telephone conversation, this is to advise that the Applicant is withdrawing its request for a variance from the timing provisions of the Combined Lot Regulations (1706.13 and 1709.1(f)).

With respect to the size and configuration of the site, the land under the "Kabob House" building is owned by the Applicant. The building, however, is not owned by the Applicant. The Applicant has tried to buy the building on numerous occasions, but has been unsuccessful. In addition, the Applicant has tried to buy property to the south of its present site, but has also been unable to expand in that direction other than the acquisition of a small parcel a year ago. That acquisition established what is now the southern boundary of the property. Other property to the south is owned by another developer who does not wish to sell. These efforts have also taken place over many years. The size and shape of the property is therefore fixed with respect to its present boundaries.

Please call if you have any questions.

Very truly yours,

HOLLAND & KNIGHT LLP

Norman M. Glasgow, Jr.

cc: Board of Zoning Adjustment

WAS1 #1025619 v1

BZA
Case No. 16778
Exhibit No. 26

Board of Zoning Adjustment
District of Columbia
CASE NO.16778
EXHIBIT NO.26

********** COM. JOB NO. ********** DATE OCT-25-2001 **** TIME 12:15 *** P.01

MODE = MEMORY TRANSMISSION START=OCT-25 12:15 END=OCT-25 12:16

FILE NO.= 027

STN NO.	COM	ABBR NO.	STATION NAME/TEL.NO.	PAGES	DURATION
001	OK	S	#00001#2027276072#	002/002	00:00'48"

-HOLLAND & KNIGHT LLP -

Relax ********** -3rd. FLOOR - ***** - 2029555564- **********

Law Offices
HOLLAND & KNIGHT LLP

2099 Pennsylvania Avenue, N.W.
Suite 100
Washington, D.C. 20006-6801

202-955-3000
FAX 202-955-5564

Atlanta, Boston, Bradenton, Chicago, Fort Lauderdale, Jacksonville, Lakeland, Los Angeles, Melbourne, Miami, New York, Northern Virginia, Orlando, Providence, San Antonio, San Francisco, Seattle, St. Petersburg, Tallahassee, Tampa, Washington, D.C., West Palm Beach

International Offices: Buenos Aires*, Mexico City, Tel Aviv*, Tokyo
*Representative Offices

FACSIMILE

TO:

Board of Zoning Adjustment **(202) 727-6072**

If you did not receive all of the pages or find that they are illegible, please call

(202) 419-2468

FROM:

Norman M. Glasgow, Jr. (202) 419-2460

NAME TELEPHONE NUMBER

2

TOTAL NUMBER OF PAGES (Including Cover Sheet)

MESSAGE:

Please file this in the case file for BZA No. 16778, 1108 K Street, NW

CONFIDENTIALITY NOTICE:

This facsimile, along with any documents, files, or attachments, may contain information that is confidential, privileged, or otherwise exempt from disclosure. If you are not the intended recipient, or a person responsible for delivering it to the intended recipient, you are hereby notified that any disclosure, copying, printing, distribution or use of any information contained in or attached to this facsimile is STRICTLY PROHIBITED. If you have received this facsimile in error, please immediately notify us by facsimile or by telephone collect at the numbers stated above, and destroy the original facsimile and its attachments without reading, printing, or saving in any manner. Your cooperation is appreciated. Thank you.

FOR THE RECORD:

DATE: October 25, 2001

URGENCY: ☐ SUPER RUSH ☐ RUSH ☐ REGULAR

FAXED BY: AMOUNT:

CLIENT #: 066727 MATTER #: 00010

WAS1 #925450 v1