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Personal Correspondence

October 1, 2002

Board of Zoning Appeals
Washington, D.C.

Re: 1629 21st Street, N.W. – Square 93, Lot 122 #16920

Dear BZA:

I have had several discussions with Stephen Gell, attorney for Andrea Marinkovich. trading as Burton Marinkovich Fine Art, and William Bass in their attempt to obtain a special exception for 1629 21st Street, N.W. – Square 93, Lot 122. On Monday, September 23, I spoke to Mr. Gell for approximately a half hour and made it clear to him that I and other neighbors had decided to oppose the application for a special exception and that our opposition was not subject to further negotiation.

It is my understanding that Mr. Gell faxed a letter the next day to the BZA in which he indicated that progress had been made with the neighbors and that this was the reason he asked for a continuance of the hearing scheduled for today. I hope that this my understanding is wrong, because if it is correct Mr. Gell deliberately misrepresented facts to the BZA and violated his professional responsibilities as a lawyer. But, even if the letter were sent before our conversation, once we had that conversation he was aware of the firm opposition of the neighbors and had a duty to convey that opposition to the BZA rather than to permit his letter to mislead the BZA. In addition to my firm opposition to the special exception, I protest the conduct of Mr. Gell and strongly suggest that he has a duty to withdraw his letter to the BZA.

I cannot be at the hearing today, but I authorize my wife, Susan Lee, to sign this letter on my behalf, read and present it to the BZA.

Sincerely yours,

Stephen A. Saltzburg

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BZA
Case No. 16920
Exhibit No. 33

Board of Zoning Adjustment
District of Columbia
CASE NO.16920
EXHIBIT NO.33