GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

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April 29, 2004

Richard B. Nettler
Robins, Kaplan, Miller & Ciresi, LLP
1801 K Street, N.W.
Washington, D.C. 20006-1307

Re: BZA Application No. 16970 (3209 Highland Place, N.W.) NCRC

Dear Mr. Nettler:

The Office of Zoning (OZ) received a copy of the letter that you sent to Bruce Brennan, Corporation Counsel dated April 15, 2004, on April 16, 2004, in the above-cited application. Your letter was not filed in a timely manner in accordance with the requirements of 11 DCMR § 3121.9 of the Zoning Regulations, which reads: "Any material received by the Board after the close of the record that bears upon the substance of the appeal or application shall be returned by the Director and not received into the files of the Board." The record in the subject case closed on April 13, 2004. Please be advised that you are entitled to re-file your request (motion) within 10 days from the date of the issuance of the final written order by the Board pursuant to 11 DCMR § 3126.2. For these reasons the OZ is returning your letter to you.

SINCERELY,

JERRILY R. KRESS, FAIA
Director, Office of Zoning

Attachment
cc: Certificate of Service w/o attachment
rsn

BOARD OF ZONING ADJUSTMENT
District of Columbia
CASE NO. 16970
EXHIBIT NO. 370

Board of Zoning Adjustment
District of Columbia
CASE NO.16970
EXHIBIT NO.370

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

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BZA APPLICATION NO. 16970

As Director of the Office of Zoning, I hereby certify and attest that on APR 2 9 2004 a copy of the attached letter was mailed first class, postage prepaid or delivered via inter-agency mail, to each party and public agency who appeared and participated in the public hearing concerning the matter, and who is listed below:

Maureen E. Dwyer, Esq.
Paul Tummonds, Esq.
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The Cleveland Park Neighbors
c/o Richard Nettler, Esq.
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The Friends of NCRC
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Deputy Director
Office of Planning
801 North Capitol Street, N.E.
Washington, D.C. 20002

ATTESTED BY: _____
JERRILY R. KRESS, FAIA
Director, Office of Zoning

rsn