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September 9, 2003

Jerrily R. Kress, Director
D.C. Board of Zoning Adjustment
441 4th Street, NW, Suite 210-S
Washington, DC 20001

Re: BZA Appeal No. 16998

Dear Ms. Kress:

I am writing to request that the Board consider postponing the arguments and decision issuance concerning the Appeal of ANC5B until the early afternoon session.

I will be in trial this morning before the D.C. Superior Court regarding another matter. The trial was scheduled to be completed Monday, September 8, 2003, but due to a juror's sudden illness, it was postponed. I will be presenting closing arguments at 10:15am, and I expect the commencement of the trial by early afternoon.

On behalf of the Citizens of Ward 5, I would like to be present and benefit from your oral discussions concerning our Appeal. Thank you for considering my scheduling conflict.

Respectfully submitted,

Donald M. Temple, Esq.
Temple Law Offices
1200 G Street, NW, Suite 370
Washington, DC 20005
Counsel for Appellants

BZA
Case No. 16998
Exhibit No. 86

Board of Zoning Adjustment
District of Columbia
CASE NO. 16998
EXHIBIT NO. 86