GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT

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May 12, 2004

BY FAX

Paul A. Tummonds, Esq.
Shaw Pittman LLP
2300 N Street, N.W.
Washington, D.C. 20037-1128

Re: BZA Application No. 17055 (6200 Oregon Avenue, N.W.) Army Distaff Foundation, Inc. Request for Further Continuance of Public Hearing

Dear Mr. Tummonds:

The Office of Zoning (OZ) received your letter dated May 10, 2004, by fax on May 11, 2004, requesting a further continuance of the May 25, 2004, public hearing in the above-cited application. As you know, this application was originally scheduled to be heard seven months ago on October 14, 2003. At the request of the Applicant, this hearing date was continued to February 3, 2004, then again continued to May 25, 2004. On May 11, 2004, the Board of Zoning Adjustment (Board) by consent authorized the OZ to inform you that your request for a further continuance has reluctantly been granted. The new hearing date is Tuesday, September 28, 2004, at 1:00 PM.

The Board is supportive of the on-going mediation efforts involving this case, but strongly suggest that the Applicant be ready to proceed with the application on the continuation date no matter the outcome of the mediation process at that time. The new hearing date will be publicly announced by the Board as a preliminary matter at the start of the afternoon hearing session on May 25, 2004. Please call Richard S. Nero, Jr., Chief, Support Services and Quality Control on (202) 727-6311, if you have any questions relevant to the foregoing.

SINCERELY,

Jerrily Kress

JERRILY R. KRESS, FAIA
Director, Office of Zoning

Attachment
cc: Michael K. Lewis, Mediator
Chairperson, ANC 3/4G

BOARD OF ZONING ADJUSTMENT
District of Columbia
CASE NO. 17055
EXHIBIT NO. 116

Board of Zoning Adjustment
District of Columbia
CASE NO. 17055
EXHIBIT NO. 116

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May 10, 2004

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2004 MAY 11 AM 9:08

BY FACSIMILE

Mr. Geoffrey Griffis, Chairman
Board of Zoning Adjustment
441 4th Street, N.W., Second Floor
Washington, DC 20001

Re: BZA Application No. 17055 – The Army Distaff Foundation, Inc.
Knollwood – An Army Retirement Residence

Dear Chairman Griffis and Members of the Board:

On May 10, 2004, the mediator in the above-mentioned case (Michael Lewis) filed a letter with the BZA noting that the Army Distaff Foundation, Inc. (the "Applicant") and the Knollwood Neighbors, a party in opposition, have agreed to a joint motion for continuance of the hearing date for the above-mentioned case. In addition, it is the Applicant's understanding that Advisory Neighborhood Commission 3/4 G has also agreed to this joint motion for continuance.

Due to the fact that the joint motion for continuance has been supported by all parties in this case and that the mediator believes that the parties need additional time to resolve various issues, the Applicant requests that the Board grant the motion for continuance and schedule the case for a public hearing at the earliest appropriate date. The Applicant will not be filing a pre-hearing statement at this time. The Applicant believes that it is more appropriate to file a pre-hearing statement 14 days prior to the actual hearing date. At that time, the pre-hearing statement will be able to provide the Board with the most pertinent, up-to-date, information regarding the project.

Thank you for your attention to this matter.

Sincerely,

Paul Tummonds

cc: Gen. Donald Hilbert/Col. Thomas Moss; Knollwood (By fax)
Stephen Cochran; OP (By fax)
Frank Buchholz; ANC 3/4G (By fax)
Ted Scallet/John Wimberly; Knollwood Neighbors (By fax)
Richard Nettler/Jeanine Rustad; Atty for Knollwood Neighbors (By fax)

Document #: 1401026 v.1

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DATE: May 10, 2004

FROM. Paul Tummonds PHONE NUMBER. 202-663-8873

E-MAIL ADDRESS: paul.tummonds@shawpittman.com FAX NUMBER. 202-663-8007

TOTAL PAGES (INCLUDING COVER): 2

Please deliver to the following people in your organization

NAME	ORGANIZATION	PHONE #	FAX #
Richard Nero	Office of Zoning	202-727-2806	202-727-6072 ✓
Gen. Donald Hilbert/Col. Tom Moss	Knollwood	202-541-0105	202-364-2856
Stephen Cochran	Office of Planning	202-442-8806	202-442-7638
Frank Buchholz	ANC 3/4 G	202-363-5803	202-686-4366
Ted Scaller	Knollwood Neighbors	202-861-5422	202-659-4503
John Wimberley	Knollwood Neighbors	202-835-8383	202-835-8376
Richard Nettler/Jeannine Rustad	Robins Kaplan	202-775-0725	202-223-8604

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May 11, 2004

BY FACSIMILE AND FIRST CLASS MAIL

Geoff Griffis
Chairperson, Board of Zoning Adjustment
Second Floor
441 4th Street, NW
Washington, DC

Re: BZA Application 17055

Dear Mr. Griffis:

I am the mediator who has been working with the parties since March 2004 to help them resolve their differences regarding BZA application number 17055. On behalf of the Army Distaff Hall Foundation, Inc., operator of Knollwood Retirement Residence Facility (Knollwood) and Knollwood Neighbors, Inc. (Neighbors), I request that the Board of Zoning Adjustment grant a continuance regarding Knollwood's application to construct an Alzheimer's Unit and residential living units at the Site. As a result of hard work on both sides, the parties are beginning to reach agreement on several substantive issues and, with additional time, may be able to reach an agreement on a new design for Knollwood's project.

The parties need additional time to review the possibilities and to make a final determination.

Please feel free to call me if you have any questions.

Sincerely,

Michael K. Lewis

cc: John Wimberly
Paul Tummonds