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Our File Number: 01ZY-103259

September 28, 2005

VIA MESSENGER
District of Columbia Board of Zoning Adjustment
c/o District of Columbia Office of Zoning
441 4th Street, N.W., Suite 210
Washington, D.C. 20001

Re: Case Number 17288 (Hearing Decision Date: May 10, 2005)
Appeal of Eastern Trans-Waste of Maryland, Inc.
1315 First Street, S.E., Square 703, Lot 54
Decision of Department of Consumer and Regulatory Affairs

Dear Sir or Madam:

At a public session on May 10, 2005, the Board of Zoning Adjustment granted the appeal of Eastern Trans-Waste of Maryland, Inc. ("ETW"), which had challenged the refusal of the Department of Consumer and Regulatory Affairs to issue a building permit to ETW. More than four and one-half months later ETW has yet to receive a copy of any written decision (and findings of fact and conclusions of law) pursuant to 11 D.C.M.R. 3125.3, or the issuance of the permit that ETW has sought. We have been advised that this matter has been "under review" by the Office of the Attorney General for the District of Columbia ("OAG"). We note that the OAG is currently representing the District of Columbia in matters adverse to ETW (and pertaining to the property that is the subject of the appeal herein). ETW objects to having the written decision delayed by the OAG. ETW respectfully requests that the written decision be issued as soon as possible.

Please contact me at (202) 218-0007 if you have any questions.

Sincerely,

Roy Goldberg

SHEPPARD MULLIN RICHTER & HAMPTON LLP
Counsel for Appellant Eastern Trans-Waste of Maryland, Inc.

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BOARD OF ZONING ADJUSTMENT
District of Columbia
CASE NO. 17288
EXHIBIT NO. 27

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