Holland+Knight

Tel 202 955 3000
Fax 202 955 5564

Holland & Knight LLP
2099 Pennsylvania Avenue, N.W., Suite 100
Washington, D.C. 20006
www.hklaw.com

Edward L. Donohue
202 419 2455
ed.donohue@hklaw.com

June 14, 2005

D.C. BOARD OF ZONING ADJUSTMENT
2005 JUN 15 PM 2:09

VIA FAX and U.S. MAIL

Mr. Geoffery Griffis
Chairman, DC Board of Zoning Adjustment
441 4th Street, NW
Suite 210 South
Washington, DC 20001

Re: BZA Appeal No. 17325
Wagtime, LLC
1412 Q Street, NW

Dear Mr. Chairman:

On behalf of our client Wagtime, LLC the appellee in the reference case, we request a postponement of the hearing on the referenced matter, which is now scheduled to be heard on June 28, 2005. The reason for this request is that the Office of Planning has informed us and the Office of Zoning that it will present proposed changes to the Zoning Regulations that will materially change the way in which facilities such as Wagtime will be regulated. The Office of Planning has indicated that the text will be available in time to be considered at the July 11th meeting of the Zoning Commission.

The nature of this appeal is a challenge to the revocation of the certificate of occupancy. The revocation was based upon the decision of this Board in Appeal 17092. We believe that the decision and the subsequent revocation were both in error. However, if the Zoning Commission changes the regulations applicable to facilities such as Wagtime, and those changes accommodate uses such as dog boarding, we may be in a position to withdraw the appeal. Accordingly, we request a postponement to allow us to pursue the matter with the Zoning Commission.

BZA
Case No. 17325
Exhibit No. 21

Board of Zoning Adjustment
District of Columbia
CASE NO. 17325
EXHIBIT NO. 21

Thank you for your consideration of this request.

Sincerely yours,

HOLLAND & KNIGHT LLP

Edward L. Donohue

ELD/ls
cc: Lisa Schreiber
Rick Nero
Jennifer Steingasser
Zoning Administrator
Doris Woolrich, Esq,
Advisory Neighborhood Commission 2F
Stephanie Mencimer
Andrea Doughty, Esq.
Eric Wemple
Forrest R. Smith
Gary Ridley
Bonn Macy
Mark Rabbage
Mid-City Development

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Edward L. Donohue
202 419 2455
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2005 JUN 14 PM 3:23

June 14, 2005

VIA FAX and U.S. MAIL

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Tel 202 955 3000
Fax 202 955 5564

Holland & Knight LLP
2099 Pennsylvania Avenue, N.W.
Suite 100
Washington, D.C. 20006-6801
www.hklaw.com

TO:		
Rick Nero	BZA	(202) 727-6072
NAME	COMPANY/FIRM	FAX NUMBER
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CITY	STATE	(TELEPHONE NUMBER)
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2099 Pennsylvania Avenue, N.W., Suite 100
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Edward L. Donohue
202 419 2455
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June 14, 2005

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