Form 140
(Revised 03/15/02)

Case No. 17392

PARTY STATUS APPLICATION

Notice: See other side of party status form for instructions.

NAME: Last Mallof First David Middle I. J.

ADDRESS: Street 1711 Q Street, NW Apt. # (if any) City Washington State DC Zip Code 20009

Phone No. 202-265-3431 Fax No. 202-466-7603 E-Mail mallof@verizon.net

I hereby request to appear and participate as a party. Signature [signature] Date 11/2/05

Will you appear as a(n) ☐ Proponent ☒ Opponent Will you appear through legal counsel ☒ Yes ☐ No

If yes, please enter the name and address of such legal counsel.

NAME: Last Daniel Katz and Kenneth Braun First Williams & Connolly, LLP Middle I.

ADDRESS: Street 725 12th Street, NW Ste. # (if any) City Washington State DC Zip Code 20005

Phone No. 202-434-5143 or x5818 Fax No. 202-434-5092 E-Mail dkatz@wc.com kbraun@wc.com

Please answer all of the following questions referencing why the above person should be granted party status.
(If you require additional space, please attach an additional sheet.)

1). How will the property owned or occupied by such person, or in which the person has an interest be affected by the action requested of the Board?
The variance sought by the applicant would permanently and severly denigrate the residential character of the neighborhood surrounding my home (see my counsel's brief for a full discussion), which is located on the same block as the applicant's.

2). What legal interest does the person have in the property? (i.e. owner, tenant, trustee, or mortgagee)
I am the owner of 1711 Q Street, NW

3). What is the distance between the person's property and the property that is the subject of the appeal or application before the Board? (Preferably no farther than 200ft.)
less than 125 feet away

4). What are the environmental, economic or social impacts that are likely to affect the person and/or the person's property if the action requested of the Board is approved or denied?
My home is located on the same block as the applicant's, and the integrity of our R-5-B zoning district would be permanently compromised (or worse) were the Board to grant the variance sought. See my counsel's brief for details.

5). Describe any other relevant matters that demonstrate how the person will likely be affected or aggrieved if the action requested of the Board is approved or denied.
My home is on the same block, and as explained more fully in my counsel's brief, there is a grave danger that our residential zoning district would quickly succumb to sequential, "domino effect" commercialization if the variance is granted.

6). Explain how the person's interest will be more significantly, distinctively, or uniquely affected in character or kind by the proposed zoning action than that of other person's in the general public.
Being less than 125 feet away, I will personally feel the negative impact of added business density, activity, traffic, noise in perpetuity from the ongoing, blatant violation that persists in our R-5-B district, if this variance request is granted.

BOARD OF ZONING ADJUSTMENT
District of Columbia

CASE NO. 17392
EXHIBIT NO. 26

2005 NOV -2 PM 12:57
OFFICE OF ZONING

Board of Zoning Adjustment
District of Columbia
CASE NO. 17392
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