

**DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT**
441 Fourth Street, Suite 210
Washington, D.C. 20001

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**JMM CORPORATION
T/A FUN FAIR VIDEO,
Appellant,**

Appeal No.: 17504

v.

**THE DEPARTMENT OF CONSUMER
AND REGULATORY AFFAIRS
Appellee.**

**AFFIDAVIT OF DEPARTMENT OF CONSUMER AND REGULATORY
AFFAIRS INVESTIGATOR CLEMENT STOKES**

I, Clement Stokes, declare and states as follows:

1. I am over the age of eighteen years, competent to testify to the matters stated below.

2. I am an Investigator for the Department of Consumer and Regulatory Affairs ("DCRA"). I have held this position for five years. My duties and responsibilities in this position encompass investigating regulatory violations and complaints.

3. In my capacity as an investigator with DCRA I conducted an undercover investigation of J.M.M. Corporation t/a Fun Fair Video ("Fun Fair") located at 919 5th Street, N.W., Washington, D.C. 2001.

4. Fun Fair operates a video sales store located at 919 5th Street, N.W., Washington, D.C., 20001 with a video store Certificate of Occupancy (hereafter, "C of

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O”) B176169 designated as non sexually oriented. The C of O specifically provided that Fun Fair may not operate a sexually oriented business enterprise (hereafter, “SOBE”).

5. In furtherance of the Department of Consumer and Regulatory Affairs investigation of Fun Fair, I visited the premises on September 15, 2007, September 18, 2007, September 19, 2007, October 11, 2007 and October 15, 2007.

6. On each occasion I found in operation ten (10) separate booths to view sexually oriented movies with each booth containing sixteen (16) different sexually oriented movies for viewing at a charge of \$3.00.

7. During each visit on average, no less than seven (7) males entered the premises during business hours and they neither rented nor purchased movies but entered one of the ten (10) booths.

8. On each of these occasions I did not observe any of the males renting or purchasing a video outside of the booth area.

9. On each of these occasions I further observed that when the males left the booths they left behind a white jelly like substance on the floor that appeared to be semen.

10. On September 18, 2007, I recovered a bottle of “Wet” which is a water based sexual lubricant from one of the booths.

11. On October 11, 2007, a male patron informed me that oral sex could be

provided for a fee. The fee ranged from \$5.00 to \$20.00 dollars.

So sworn this 17th day of October, 2007.



Clement Stokes, Investigator
Department of Consumer and Regulatory Affairs



Notary Public

My Commission Expires: April 30, 20, 2010