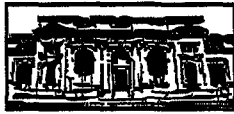


MVSNA**MOUNT VERNON SQUARE
NEIGHBORHOOD ASSOCIATION**

October 18, 2007

**Board of
Directors****Via Facsimile: (202) 727-6072****President**
*Cary Silverman*Ruthanne Miller, Chair
Board of Zoning Adjustment
DC Office of Zoning
Board of Zoning Adjustments
441 4th Street NW, Suite 200 South
Washington, DC 20001**First Vice
President**
*Si Kailan***Second
Vice President**
*Sam Farmer***Re: J.M.M. Corporation d/b/a Fun Fair Video, BZA Appeal No. 17504**

Dear Chairperson Miller:

**Corresponding
Secretary**
Melanie Mfume

I am writing on behalf of the Mount Vernon Square Neighborhood Association to express our strong opposition to the motion for an extension or stay of the ten day period for compliance with the Board of Zoning Adjustment's October 1, 2007 Order revoking the Certificate of Occupancy ("C of O") for J.M.M. Corporation d/b/a/ Fun Fair Video at 919 5th Street NW. I am also authorized to speak on behalf of the Downtown Neighborhood Association and the Chinatown Revitalization Council, as well as the condominium associations of 400 Massachusetts Avenue NW, 555 Massachusetts Avenue NW, 6th Street Flats (809 6th Street NW), and the Cosmopolitan (715 6th Street NW) who share our opposition to this request. It is my understanding that the Board will consider this matter on Tuesday, October 23, 2007.

**Recording
Secretary**
*Jefferson Parke***Treasurer**
*Megyn Lovin***At Large**
Rob Amos
Thais Austin
Nicole Manara
Lee Pellegrino
Deborah Ziska

As the Board is well aware, Fun Fair Video has operated in violation of its Certificate of Occupancy since late 1996. This matter has before Department of Consumer and Regulatory Affairs, the Board of Zoning Adjustment, and the courts for more than a decade. Fun Fair Video has had more than adequate due process. It has also had a far more than reasonable amount of time should it wished to have changed its business practices to comply with its now-revoked C of O for a non-sexually oriented video store. There should be no further delay in the enforcement of this Board's well-reasoned order. Any delay would have a harmful impact on the surrounding community, which has suffered through drug dealing and prostitution related to this business for many years. In fact, over the past month, the Metropolitan Police Department has made approximately two dozen arrests for such offenses both inside and outside of Fun Fair Video. I am already informed by Fun Fair Video's residential neighbors that as of its closure yesterday, drug and prostitution-related foot traffic on the 900 Block of Fifth Street has significantly decreased. Moreover, the legal issue in this appeal could not be more clear, Fun Fair does not have a C of O for the type of business it operates – therefore it should be closed.

Finally, this request for an extension or stay of the ten day period should be viewed as now moot given the October 17, 2007 order of the D.C. Superior Court granting the Attorney General's request to impose a Temporary Restraining Order on Fun Fair Video's continued operations. Thank you for your consideration.

BOARD OF ZONING ADJUSTMENT
District of ColumbiaCASE NO. 17504
EXHIBIT NO. 45

Sincerely,


Cary Silverman
President
Cc: The Hon. Linda Singer, Attorney General
The Hon. Karen Wirt, Chairperson, ANC 6CBoard of Zoning Adjustment
District of Columbia
CASE NO. 17504
EXHIBIT NO. 45www.mountvernonssquare.org
P.O. Box 50526, Washington, D.C. 20091-0526

LAW OFFICES

SHOOK, HARDY & BACON LLPGENEVA
HOUSTON
KANSAS CITY
LONDON
MIAMIHAMILTON SQUARE
600 14TH STREET, NW, SUITE 800
WASHINGTON, D.C. 20005-2004
TELEPHONE (202) 783-8400 ■ FACSIMILE (202) 783-4211NEW ORLEANS
OVERLAND PARK
SAN FRANCISCO
TAMPA**FACSIMILE TRANSMISSION FROM (202) 783-4211**TO: RICK NERO
FROM: CARY SILVERMAN
DATE: OCTOBER 18, 2007FAX NO: (202) 727-6072
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OPERATOR:

COMMENTS/MESSAGE:

RE: BZA APPEAL NO. 175D4
JMM CORP.
d/b/a FUN FAIR VIDEO

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OCT 18 AM 11:25

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