

DISTRICT OF COLUMBIA COURT OF APPEALS

JULIUS FLEISCHMAN,

Petitioner,

v.

DISTRICT OF COLUMBIA BOARD OF
ZONING ADJUSTMENT,

Respondent.

and

HILLCREST HOMES ASSOCIATES LP

Intervenor.

No. 09-AA-1514
(BZA Order No. 17837)

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INTERVENOR'S RESPONSE TO REPLY TO INTERVENOR'S
OPPOSITION TO PAPAGEORGE INTERVENTION

Intervenor Hillcrest Homes Associates LP ("Intervenor"), files this response in opposition to George Papageorge's intervention.

Papageorge's pleading relating to intervention was a notice of intention to intervene and not a motion. Furthermore, the supporting affidavit is indefinite as to the time, duration and nature of the "equitable title" conveyed Papageorge "under a land contract arrangement."

Respectfully Submitted,

HOLLAND & KNIGHT LLP

By:

Whayne S. Quin
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Paul J. Kiernan, D.C. Bar No. 385627
Mary Carolyn Brown, D.C. Bar No. 468749

Attorneys for Intervenor

BOARD OF ZONING ADJUSTMENT
District of Columbia

CASE NO. 17837

EXHIBIT NO. 67

2099 Pennsylvania Avenue, N.W.
Washington, D.C. 20006
(202) 955-3000

Board of Zoning Adjustment
District of Columbia
CASE NO.17837
EXHIBIT NO.67

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Intervenor's Response to Reply to Intervenor's Opposition to Papageorge Intervention was mailed first class, postage pre-paid, this 16th day of February 2010, to:

Julius Fleischman
2901 Branch Avenue, S.E.
Washington, D.C. 20020

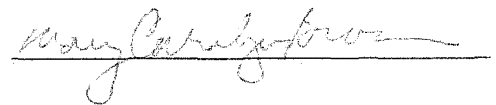
Mr. George C. Papageorge
2333 Branch Avenue, S.E.
Washington, D.C. 20020

Commissioner Robin Marlin
Single Member District Commissioner 7B05
Advisory Neighborhood Commission 7B
3350 Erie Street, S.E.
Washington, D.C. 20020

Yvonne Moore, Chairperson
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A handwritten signature in cursive script, appearing to read "Mary Carabott", is written over a horizontal line.