



**BEFORE THE ZONING COMMISSION OR
BOARD OF ZONING ADJUSTMENT FOR THE DISTRICT OF COLUMBIA**



FORM 150 – MOTION FORM

**THIS FORM IS FOR PARTIES ONLY. IF YOU ARE NOT A PARTY PLEASE FILE A
FORM 153 – REQUEST TO ACCEPT AN UNTIMELY FILING OR TO REOPEN THE RECORD.**

Before completing this form, please review the instructions on the reverse side. Print or type all information unless otherwise indicated. All information must be completely filled out.

CASE NO.: 20452 and 20453

Motion of: Applicant Petitioner Appellant Party Intervenor Other _____

PLEASE TAKE NOTICE, that the undersigned will bring a motion to:

Perseus TDC, LLC hereby moves to exclude Appellant Dupont East Civic Action Association's ("DECAA") proffered expert, Ravi Ricker.

Points and Authorities:

On a separate sheet of 8 1/2" x 11" paper, state each and every reason why the Zoning Commission (ZC) or Board of Zoning Adjustment (BZA) should grant your motion, including relevant references to the Zoning Regulations or Map and where appropriate a concise statement of material facts. If you are requesting the record be reopened, the document(s) that you are requesting the record to be reopened for must be submitted separately from this form. No substantive information should be included on this form (see instructions).

Consent:

Did movant obtain consent for the motion from all affected parties?

- Yes, consent was obtained by all parties Consent was obtained by some, but not all parties
 No attempt was made Despite diligent efforts consent could not be obtained

Further Explanation: Perseus sent the motion to the parties asking whether they consent to the Motion. Counsel for DCRA indicated that DCRA consents to the Motion. Edward Hanlon, on behalf of DECAA, and Michael Hays did not respond to Perseus' inquiry to indicate whether or not they consent.

CERTIFICATE OF SERVICE

I hereby certify that on this day of ,

I served a copy of the foregoing Motion to each Applicant, Petitioner, Appellant, Party, and/or Intervenor, and the Office of Planning

in the above-referenced ZC or BZA case via: Mailed letter Hand delivery E-Mail Other _____

Signature:

Print Name: Lawrence Ferris

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Phone No.: (202) 721-1135

E-Mail: lferris@goulstonstorr.com

Board of Zoning Adjustment
District of Columbia
CASE NO.20453
EXHIBIT NO.40

**BEFORE THE BOARD OF ZONING ADJUSTMENT
OF THE DISTRICT OF COLUMBIA**

Appeals of Michael Hays and
Dupont East Civic Action Association

BZA Appeal Nos. 20452 & 20453
ANC 2B04

Perseus TDC, LLC's Motion to Exclude Appellant's Proffered Expert

Perseus TDC, LLC (“**Perseus**”) hereby moves to exclude Appellant Dupont East Civic Action Association’s (“**DECAA**”) proffered expert, Ravi Ricker. Mr. Ricker’s professional resume, included in Exhibit 7 of BZA Case No. 20453, does not demonstrate any experience or other qualifications in order to claim expertise with respect to the interpretation or application of the District of Columbia Zoning Regulations. Indeed, based upon his resume, Mr. Ricker does not appear to be licensed in the District at all nor does he appear to have worked on any projects in the District.¹ Rather, Mr. Ricker appears to handle work located almost exclusively in Chicago, Illinois, with no relevant experience within or even near D.C.

Accordingly, Perseus respectfully requests that the Board exclude Mr. Ricker from testifying at the public hearing in the above-referenced appeals and appropriately discount Mr. Ricker’s purported “Expert Report” submitted by DECAA.

Respectfully Submitted,

/s/
Christine A. Roddy

¹ There are also no projects in the District of Columbia identified on the website for Mr. Ricker’s architecture firm, wraparchitecture.com/.

/s/
Lawrence Ferris

/s/
Lee Sheehan