District of Columbia
Court of Appeals

SEP 3 0 2004

No. 04-AA-296

FREDERIC SCHWARTZ, et al.,
Petitioners,

v.

~~ZC16-03~~
ZC 03-16

DISTRICT OF COLUMBIA ZONING COMMISSION,
Respondent.

BEFORE: Washington, Associate Judge, Pryor and Nebeker, Senior Judges.

ORDER

On consideration of respondent's motion to dismiss and motion to stay briefing, there appearing to be no opposition thereto, the record on appeal, and brief of petitioner, it is

ORDERED that respondent's motion to dismiss is granted and this petition for review is hereby dismissed as moot. It is

FURTHER ORDERED that respondent's motion to stay briefing is denied as moot.

PER CURIAM

Copies to:

Frederic W. Schwartz, Jr., Esquire
1634 I Street, NW
Suite 406
Washington, DC 20006

Edward E. Schwab, Esquire
Deputy Attorney General

jb

A true Copy
Test:
GARLAND PINKSTON JR.
Clerk of the District of Columbia Court of Appeals
BY Agnes D. Davis
DEPUTY CLERK

ZONING COMMISSION
District of Columbia
CASE NO. 03-16
EXHIBIT NO. 174

ZONING COMMISSION
District of Columbia
CASE NO.03-16
EXHIBIT NO.174

District of Columbia
Court of Appeals

October 25, 2004

Nos. 04-AA-296: Frederic Schwartz, et al. V. D.C. Zoning Commission

D.C. Board of Zoning Adjustment
Jerrily R. Kress, Director
District Building
441 4th Street, NW, Suite 210
Washington, DC 20001

Dear Ms. Kress:

Pursuant to Rule 41(a) of this Court, the decision in the above-entitled case is attached.

Please acknowledge receipt of the decision by signing the copy of this letter and returning it to this office as soon as possible.

Garland Pinkston, Jr.
Clerk

I hereby acknowledge receipt of the original of this letter with attachments.

Jerrily Kress
Signed Director

Nov. 16, 2004
Date