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October 24, 2006

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**BY HAND DELIVERY**

Mr. Anthony Hood  
Vice Chairman  
D C Zoning Commission  
441 4th Street, N W  
Suite 210  
Washington, DC 20001

Re: Zoning Commission Case No 06-22 Application of District of Columbia Sports and Entertainment Commission for a Ballpark for Major League Sports and Entertainment and Associated Uses, Squares 702 Through 706 and Reservation 247, Draft Order

Dear Mr Hood

This is to request that the Zoning Commission ("the Commission") delay its adoption of a final order in the above-captioned matter

As you know, the Commission took action on July 6, 2006 with regard to the application for construction of a Ballpark on the Ballpark Site, as those terms were defined in 11 DCMR § 1606 *et seq*. After the decision was made by the Commission, the Applicant and other agencies and entities of the District government continued negotiating with a developer for development of the northern portion of the Ballpark Site in accordance with the Commission's decision. To date, the parties have been unable to reach agreement on the terms for such development and it appears that an agreement is unlikely in the near future. Consequently, the Applicant is in the process of determining how best to accommodate parking on the Ballpark Site in light of these circumstances. Therefore, we are requesting that the Commission delay its issuance of a final order until the latter part of next month. Such a delay in the Commission's issuance of a final order is necessary in order for the Applicant to determine: 1) how it can best proceed to meet its obligations under agreements with Major League Baseball to provide the required parking on the Ballpark Site, and 2) whether to seek modifications to the Commission's June 6<sup>th</sup> decision. We do not anticipate that such a delay will cause any hardship to the parties to this matter.

ZONING COMMISSION  
District of Columbia

CASE NO. 06-22

EXHIBIT NO. 63

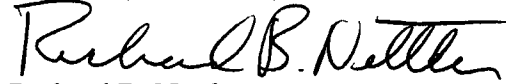
ZONING COMMISSION  
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WASHINGTON, D C  
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Please feel free to contact me if you have any questions or concerns

Sincerely,

ROBINS, KAPLAN, MILLER & CIRESI L L P



Richard B Nettler

cc Andy Litsky, Chairperson, Advisory Neighborhood Commission 6D  
Ellen McCarthy, Office of Planning  
Claude Bailey, General Counsel, DCSEC  
Bruce Brennan, Office of the Attorney General