

DISTRICT OF COLUMBIA RENTAL HOUSING COMMISSION

TP 27,674 & TP 27,675

In re: 829 Quincy Street, N.W., Unit 511

Ward Four (4)

BERNSTEIN MANAGEMENT COMPANY
Housing Provider/Appellant/Cross Appellee

v.

MARLO JOHNSON
Tenant/Appellee/Cross Appellant

ORDER ON MOTION FOR EXTENSION OF TIME TO FILE BRIEF

December 17, 2003

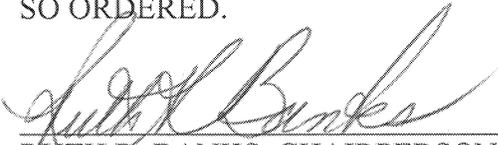
BANKS, CHAIRPERSON. On November 26, 2003, Marlo Johnson, Tenant and Cross Appellant, filed a motion to extend the date to file a brief. The Tenant argued that she was pro se and had recently completed responding to the Housing Provider's motions in the Landlord and Tenant Branch of the Superior Court. The Tenant requested a one week extension of time to file the brief.

The Commission's rules on briefs and extensions of time provide as follows. "Parties may file briefs in support of their position within five (5) days of receipt of notification that the record in the matter has been certified," 14 DCMR § 3802.7 (1991). "Parties may file responsive briefs within ten (10) days of service of the pleading to which the response is being filed," 14 DCMR § 3802.8 (1991). Cited in Jonathan Woodner Co. v. Enobakhare, TP 27,730 (RHC Aug. 22, 2003); Mann Family Trust v. Johnson, TP 26,191 (RHC Sept. 22, 2003). Under the Commission's rules, the Housing Provider had five business days to file an opposition to the motion to enlarge time, which

expired on December 4, 2003, 14 DCMR § 3814.3. In addition, three business days are added for a total of eight (8) business days, because the motion was served by mail, 14 DCMR § 3816.5 (1991). That three day time period expired on December 9, 2003. No opposition was filed to the motion.

The Commission accepts the "good cause" shown by the Tenant and requires that the brief be filed no later than January 2, 2003.

SO ORDERED.


RUTH R. BANKS, CHAIRPERSON

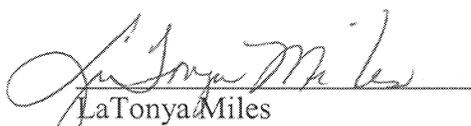
CERTIFICATE OF SERVICE

I certify that a copy of the foregoing ORDER ON MOTION FOR EXTENSION OF TIME TO FILE BRIEF in TP 27,674 & TP 27,675 was mailed by priority mail, with confirmation of delivery, postage prepaid this **17th day of December, 2003**, to:

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