

DISTRICT OF COLUMBIA RENTAL HOUSING COMMISSION

TP 27,730

In re: 3636 16th Street, N.W. Unit B-1066

Ward One (1)

JONATHAN WOODNER COMPANY
Housing Provider/Appellant

v.

HELEN ENOBAKHARE
Tenant/Appellee

**ORDER ON MOTION FOR CONTINUANCE
AND
NOTICE OF CHANGE OF ADDRESS**

December 7, 2007

YOUNG, CHAIRPERSON. On December 3, 2007, the Tenant/Appellee filed a motion for continuance of the hearing scheduled for Thursday, December 6, 2007. The motion stated that the Tenant/Appellee was a resident of Staten Island, New York; that she was attending New York University; that she was scheduled to take an examination associated with her attempt to obtain a graduate degree; and that due to her schedule she would be unable to attend the Commission's scheduled hearing. On December 5, 2007, counsel for the Housing Provider/Appellant informed the Commission that the housing provider consented to the continuance and waived the five (5) day response period provided for in the Commission's rules.

The Commission's rule, 14 DCMR § 3815.1-3 (2004), states:

Any party may move to request a continuance of any scheduled hearing or for extension of time to file a pleading, other than a notice of appeal, or leave to amend a pleading if the motion is served on opposing parties and the Commission at least five (5) days before the hearing or the due date;

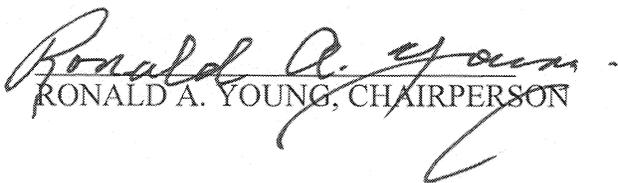
however, in the event of extraordinary circumstances, the time limit may be shortened by the Commission.

Motions shall set forth good cause for the relief requested.

Conflicting engagements of counsel, absence of counsel, or the employment of new counsel shall not be regarded as good cause for continuance unless set forth promptly after notice of the hearing has been given.

In the instant case, the Tenant/Appellee set forth good cause why the December 6, 2007, hearing should be continued. In addition, the Tenant/Appellee submitted a Notice of Change of Address reflecting the fact that she now resides in Staten Island, New York. Accordingly, the Commission determined there were extraordinary circumstances, which allowed the five day time limit in § 3815.1 to be shortened. Therefore, the motion to continue the hearing is GRANTED.

SO ORDERED.


RONALD A. YOUNG, CHAIRPERSON

CERTIFICATE OF SERVICE

I certify that a copy of the ORDER ON MOTION FOR CONTINUANCE AND NOTICE OF CHANGE OF ADDRESS in TP 27,730 was served by priority mail, with delivery confirmation, postage prepaid, this 7th day of December, 2007, to:

Helen Enobakhare
91 New Lane
Staten Island, N.Y. 10305

Jonathan R. Schuman, Esquire
Schuman & Felts, Chtd.
4804 Moorland Lane
Bethesda, MD 20814



LaTonya Miles

Contact Representative

(202) 442-8949