

**RUBIN, WINSTON, DIERCKS, HARRIS & COOKE, LLP**

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December 14, 2012

Ms. Alice Kelly  
Manager, Policy Branch  
Policy Planning and Sustainability Administration  
District Department of Transportation  
5<sup>th</sup> Floor  
55 M Street S.E.  
Washington, D.C. 20003

Dear Ms. Kelly,

Van Wagner/Wall to Wall LLC ("Van Wagner") is pleased to assist the District by submitting its comments in response to the *NOTICE OF PROPOSED RULEMAKING* published by the Office of the Mayor on August 16, 2012.

Van Wagner and its affiliates own a number of different types of signs authorized under the laws of the District of Columbia including Special Signs, signs located within building premises, and advertising messages disseminated on the exterior of privately-owned tour buses.

As requested, Van Wagner is providing its comments through a section-by-section analysis that includes revisions to the draft language in the proposed regulations, where appropriate, together with a narrative comment explaining the individual issue of concern with respect to that particular section.

The enclosed comments are divided into two Attachments. Attachment A includes Van Wagner's comments that address the provisions proposed in the *Notice* that would comprise Title 13. Attachment B includes new proposed language and comments that would "grandfather" existing signs that have been lawfully erected under the current laws of the District of Columbia but that may become nonconforming uses in the event that the proposed rules or other new sign regulations are adopted. In addition to the enclosed copy, an electronic copy of the comments are also being submitted for your convenience.

**RUBIN, WINSTON, DIERCKS, HARRIS & COOKE, LLP**

Van Wagner looks forward to continued communication with your Office in an effort to develop meaningful sign regulation for the District. Please do not hesitate to advise Van Wagner if you have any questions regarding these comments or if we can be of further assistance to you.

Sincerely,

A handwritten signature in dark ink, appearing to read "Eric M. Rubin". The signature is fluid and cursive, with the first name "Eric" being more prominent.

Eric M. Rubin  
Counsel to Van Wagner/Wall to Wall LLC

Cc: Steven Prestfelder, General Counsel  
Van Wagner/ Wall to Wall LLC

Frederick D. Cooke, Esq.