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November 13, 2020

Montgomery County Board of Appeals
Council Office Building
100 Maryland Avenue
Rockville, MD 20850

Re: Special Exception No. S-862-B,
Petition of Federation of American Societies
of Experimental Biology (FASEB);
Request for Transfer by Rochambeau, the French International School

Dear Mr. Pentecost and Members of the Board of Appeals,

Our client, Rochambeau, the French International School of Washington, DC, recently purchased the 11.2 acre parcel of land owned by FASEB located at 9650 Rockville Pike, Bethesda which is subject to Special Exception No. S-862 granted by the Board in 1977 authorizing use of the property as a private educational institution.

In March, 2018, FASEB and Rochambeau jointly filed an application to amend Case No. S-862, said application being designated Case No. S-862-C, with the dual purpose to transfer the subject special exception to Rochambeau and to also amend the existing PIE special exception to allow use of the property in accordance with operations proposed by the French International School. Because of the extended duration of the processing of Amendment Application No. S-862-C (which is tentatively scheduled to be presented to you in February – March, 2021), FASEB has elected to wind down, phase out and end its presence on the property to coincide with the start of construction by Rochambeau once the pending special exception amendment is granted. Therefore, Rochambeau has elected to purchase the property. Accordingly, the timing for the transfer of the subject special exception is being advanced and is being requested by this letter.

In support of its request for transfer of Special Exception No. S-862, Rochambeau provides the following information:

1. Consent Letter

Attached is a letter from FASEB, the current holder of the special exception, consenting to the transfer of Special Exception No. S-862 to Rochambeau, the French International School of Washington, DC.

2. Rochambeau's Acceptance of the Terms and Conditions of Case No. S-862

Rochambeau commits that the property will be used in accordance with the terms and conditions contained in Case No. S-862 until such time as the Board of Appeals has approved Rochambeau's application for amendment. FASEB will maintain a presence on the campus in accordance with Case No. S-862 as a tenant of Rochambeau (although its staffing is reduced due to COVID-19) and will do so until Rochambeau's special exception amendment is approved and heavy construction work will require FASEB's departure.

As a practical matter, the FASEB campus will remain dormant for the immediate future, except for some interior renovation work (e.g., removal of asbestos) and the ongoing activities of FASEB, until Case No. S-862-C is approved. Until then, Rochambeau and FASEB will utilize the campus in accordance with the terms and conditions of Case No. S-862. Rochambeau hopes to occupy the buildings and grounds of the former FASEB campus effective in January, 2022 but construction related events may cause the commencement of academic operations to be delayed.

3. Rochambeau's Familiarity with Requirements for Compliance With Special Exception Conditions:

As the Board may recall, two of the current French School campuses in Montgomery County are presently subject to special exceptions, that is, the main Forest Road campus and the *maternelle* division located at 7108 Bradley Boulevard. Rochambeau is therefore familiar with the requirements of a special exception and commits to maintain compliance with the terms of the present special exception approvals and any conditions imposed in conjunction with the future review of Case S-862-C.

4. List of Adjoining and Confronting Property Owners

Attached is a list of current adjoining and confronting property owners and area HOAs and CAs that should be notified of the requested transfer.

5. Filing Fee

A check in the amount of $240.00 to cover the expense of this transfer request is attached.

The Board of Appeals will ultimately determine how the property at 9650 Rockville Pike should be used by the French International School but at this time Rochambeau asks that the

existing special exception be transferred to it and the property will be held and used in accordance with all current applicable conditions of the existing special exception.

Thank you for your consideration of this request.

Sincerely Yours,

MILLER, MILLER & CANBY

JODY KLINE

Jody S. Kline

JSK:sda
Attachment
cc: Helene Fabre
Bob Waechter

FASEB
Federation of American Societies for Experimental Biology

Representing Over 130,000 Researchers

301.634.7000
www.faseb.org

9650 Rockville Pike
Bethesda, MD 20814

September 22, 2020

Montgomery County Board of Appeals
Council Office Building
100 Maryland Avenue
Rockville, MD 20850

Re: Special Exception No. S-862C,
Petition of Federation of American
Societies for Experimental Biology;
Consent to Transfer of Special Exception

Dear Mr. Pentecost and Members of the Board of Appeals,

The Federation of American Societies for Experimental Biology (FASEB), holder of Special Exception No. S-862 for a private educational institution, consents to the request by Rochambeau, the French International School of Washington, DC, for the transfer of said special exception to Rochambeau.

Rochambeau has acquired title to the former FASEB property located at 9650 Rockville Pike and has applied to amend the subject special exception to allow for continued use of the property as a private educational institution to be operated by the French International School.

Thank you for your consideration of this letter of consent.

Full members: The American Physiological Society • American Society for Biochemistry and Molecular Biology • American Society for Pharmacology and Experimental Therapeutics • American Society for Investigative Pathology • American Society for Nutrition • The American Association of Immunologists • American Association for Anatomy Society for Developmental Biology • American Peptide Society • Association of Biomolecular Resource Facilities • The American Society for Bone and Mineral Research American Society for Clinical Investigation • Society for the Study of Reproduction • The Society for Birth Defects Research & Prevention • The Endocrine Society • American College of Sports Medicine • Genetics Society of America • The Histochemical Society • Society for Glycobiology • Association for Molecular Pathology • Society for Redox Biology and Medicine • Society For Experimental Biology and Medicine • American Aging Association • U. S. Human Proteome Organization • Society of Toxicology • Society for Leukocyte Biology • American Federation for Medical Research • Environmental Mutagenesis and Genomics Society Associate members: The American Society of Human Genetics

FASEB
Federation of American Societies for Experimental Biology

Representing Over 130,000 Researchers

301.634.7000
www.faseb.org

9650 Rockville Pike
Bethesda, MD 20814

Sincerely yours,

FEDERATION OF AMERICAN SOCIETIES
FOR EXPERIMENTAL BIOLOGY

By: Frank Krause, Executive Director & CEO

cc: William Kominers, Esq.
Jody Kline, Esq.

Full members: The American Physiological Society • American Society for Biochemistry and Molecular Biology • American Society for Pharmacology and Experimental Therapeutics • American Society for Investigative Pathology • American Society for Nutrition • The American Association of Immunologists • American Association for Anatomy Society for Developmental Biology • American Peptide Society • Association of Biomolecular Resource Facilities • The American Society for Bone and Mineral Research American Society for Clinical Investigation • Society for the Study of Reproduction • The Society for Birth Defects Research & Prevention • The Endocrine Society • American College of Sports Medicine • Genetics Society of America • The Histochemical Society • Society for Glycobiology • Association for Molecular Pathology • Society for Redox Biology and Medicine • Society For Experimental Biology and Medicine • American Aging Association • U. S. Human Proteome Organization • Society of Toxicology • Society for Leukocyte Biology • American Federation for Medical Research • Environmental Mutagenesis and Genomics Society Associate members: The American Society of Human Genetics