



## COUNTY JUDGE

Fort Bend County, Texas

Robert E. Hebert  
County Judge

(281) 341-8608  
Fax (281) 341-8609

March 14, 2011

Mr. Eric Dalvandi  
7603 Herndon Place  
Sugar Land, Texas 77479

Reference: Account No. 6015-27-003-0060-907 and  
Account No. 8707-17-003-0010-907  
Tax Year 2010, Precinct 4

Dear Mr. Dalvandi:

The County has received your request to waive penalty and interest totaling \$818.46 on property taxes for the referenced account for tax year 2010.

Commissioners Court is scheduled to consider your request on March 22, 2011, at 1:00 p.m., during regular session. The Commissioners Court is located at the William B. Travis Building, 301 Jackson Street, Suite 700, in Richmond, Texas.

Please contact your Commissioner, James Patterson, at 281-980-2235 if you wish to discuss your request in further detail. Your presence is not mandatory for the Court to act upon your request.

Section 33.011 (a) (1) the Texas Tax Code provides Commissioners Court with authority to consider a waiver of penalty and interest on property taxes in situations where an error can be proved on the part of either the County Tax Office or the Central Appraisal District.

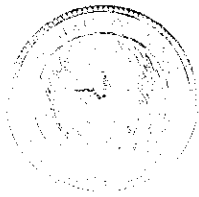
Sincerely,

A handwritten signature in black ink, appearing to read "Robert E. Hebert", is written over a horizontal line.

Robert E. Hebert

Copy: Commissioner, Precinct 4, James Patterson

Section 33.011(a)(1) of the Texas Property Code states, "The governing body of a taxing unit: shall waive penalties and interest on a delinquent tax if an act or omission of an officer, employee, or agent of the taxing unit or the appraisal district in which the taxing unit participates caused or resulted in the taxpayer's failure to pay the tax before delinquency."



# COUNTY TAX ASSESSOR / COLLECTOR

Fort Bend County, Texas

COUNTY JUDGE  
RECEIVED

MAR 03 2011

Patsy Schultz, RTA  
County Tax Assessor/Collector  
1317 Eugene Heimann Circle  
Richmond, TX 77469

(281) 341-3710  
Fax (281) 341-9267  
Email: schulpat@co.fort-bend.tx.us  
www.fortbendcountytax.com

DATE: March 7, 2011

TO: County Judge Robert E. Hebert  
Commissioner Richard Morrison  
Commissioner Grady Prestage  
Commissioner Andy Meyers  
Commissioner James Patterson  
Roy Cordes, County Attorney

FROM: Tammy Staton T.S.  
Tax Division Supervisor

RE: Waiver of Penalty and Interest –Dalvandi, Eric  
Acct#6015-27-003-0060-907; 2010 Tax Year; Legal Description: New Territory Parcel SF-27,  
Block 3, Lot 8  
**Precinct 4**  
Acct#8707-17-003-0010-907; 2010 Tax Year; Legal Description: Telfair Sec 17, Block 3,  
Lot 1  
**Precinct 4**

Mr. Dalvandi is requesting waiver of penalty and interest on the above referenced accounts for the 2010 tax year. He states he dropped off two checks for 2010 taxes on the evening of January 31, 2011 in the night drop box located at the tax office in Sugar Land and the checks were received February 2, 2011.

Tax Office records indicate:

**Account: 6015-27-003-0060-907 & 8707-17-003-0010-907:**

- January 31, 2011—the drop box for Sugar Land Substation was checked several times throughout the day. Calculator tapes ran on payments received on 1/31/2011 do not reflect Mr. Dalvandi's payments for \$2,794.00 & \$8,897.76.
- February 1, 2011—Calculator tapes ran on payments collected from the drop box at the Sugar Land Substation does not reflect Mr. Dalvandi's payments of \$2,794.00 & \$8,897.76.
- February 2, 2011—Taxpayer called Fort Bend County Tax Office, tax clerk advised him that 2010 value was lowered on Supplement 5 and corrected tax statements was mailed on November 3, 2010. Supplement 5 tax statement for Account 6015-27-003-0060-907 was mailed to 231 Darby Trails Dr, Sugar Land, TX 77479 and Supplement 5 tax statement for Account 8707-17-003-0010-907 was mailed to 7603 Herndon Place, Sugar Land, TX 77479-2794. **2010 Supplement 5 Statements were not returned by Post Office.** Tax Clerk gave Mr. Dalvandi the February amount on both accounts. Taxpayer needs to change address on Darby Trails Dr as this is rental property, tax clerk mailed him a FBCAD Address Change Form to the 7603 Herndon Pl, Sugar Land, TX 77479.
- February 2, 2011—Sugar Land Substation receives two checks in their drop box. Check #1222 for \$2,794.00 for 2010 payment on account 6015-27-003-0060-907(this check was miswritten-the digit

amount was written \$2,794.43 and does not match the written amount of \$2,794.00) and check #1225 for \$8,897.76 for account 8707-17-003-0010-907.

- February 14, 2011—Ft. Bend County Tax office in Richmond received letter from Mr. Eric Dalvandi dated February 11, 2011. Mr. Dalvandi stated in his letter that he dropped tax payments on the evening of Monday, January 31, 2011 in the drop box located at the Sugar Land Substation. He also stated that he has affidavits of two witnesses, which are signed and notarized, in the car with him when he dropped off the payments. He asked to make necessary adjustments to his two accounts.
- February 15, 2011—letter was sent to Mr. Dalvandi stating that Ft Bend County Tax Office does not have the authority to waive the penalties & interests on the accounts. A copy of instructions for filing waiver and penalty & interest was mailed to Mr. Dalvandi.
- February 16, 2011—Mailing address change request on property 231 Darby Trails Dr, Sugar Land, TX 77479 to owner Iraj(Eric) & Mojgan Saati, 7603 Herndon Pl, Sugar Land, TX 77479; Request was forwarded to Fort Bend Central Appraisal District.
- There is no evidence of an error by the Ft Bend Central Appraisal District or the Ft Bend County Tax Office.
- Fort Bend ISD & City of Sugar Land has authorized Fort Bend County Tax Office to handle the processing of the waiver of penalty and interest and allow the Fort Bend County Commissioners Court to make the determination based on 33.011 of the State Property Tax Code.

#### **Breakdown of Taxes Paid:**

##### **Account: 6015-27-003-0060-907:**

<b>2010 Tax Year</b>	<b><u>FBISD</u></b>	<b><u>FBC</u></b>	<b><u>Total</u></b>
Base Tax	\$ 2,106.08	\$ 688.35	\$2,794.43
<b>Penalty &amp; Interest</b>	<b>147.44</b>	<b>48.18</b>	<b>195.62</b>
Total	\$ 2,253.52	\$ 736.53	\$2,990.05

**Total Penalty & Interest: \$195.62**

##### **Account: 8707-17-003-0010-907**

<b>2010 Tax Year</b>	<b><u>FBISD</u></b>	<b><u>City of Sugar Land</u></b>	<b><u>FBC</u></b>	<b><u>Total</u></b>
Base Tax	\$ 5,838.38	\$ 1,257.45	\$ 1,801.93	\$8,897.76
<b>Penalty &amp; Interest</b>	<b>408.69</b>	<b>88.02</b>	<b>126.13</b>	<b>622.84</b>
Total	\$ 6,247.07	\$ 1,345.47	\$ 1,928.06	\$9,520.60

**Total Penalty & Interest: \$622.84**

#### **GRAND TOTAL PENALTY & INTEREST: \$818.46**

I do not recommend waiver of penalty and interest. Property Tax Code Section 33.011 (a) (1). "The governing body of a taxing unit: shall waive penalties and may provide for the waiver of interest on a delinquent tax if an act or omission of an officer, employee, or agent of the taxing unit or the appraisal district in which the taxing unit participates caused or resulted in the taxpayer's failure to pay the tax before delinquency..."

# DUPLICATE TAX RECEIPT



PATSY SCHULTZ, RTA  
FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR  
1317 EUGENE HEIMANN CIRCLE  
RICHMOND, TEXAS 77469

**Certified Owner:**

DALVANDI IRAJ & MAJGAN SAATI  
231 DARBY TRAILS DR  
SUGAR LAND, TX 77479-5244

**Legal Description:**

NEW TERRITORY PARCEL SF-27, BLOCK 3,  
LOT 6

Parcel Address: 231 DARBY TRAILS DR  
Legal Acres: 0.0000

Deposit No: O110203W6  
Validation No: 900000021271408  
Account No: **6015-27-003-0060-907**  
Operator Code: TISHAF

Remit Seq No: 18013125  
Receipt Date: 02/02/2011  
Deposit Date: 02/03/2011  
Print Date: 03/07/2011

Year	Tax Unit Name	Tax Value	Tax Rate	Levy Paid	P&I	Coll Fee Paid	Total
2010	Fort Bend Isd	157,170	1.340000	1,967.99	137.77	0.00	2,105.76
2010	Fort Bend Co Drainage	137,736	0.019600	25.24	1.76	0.00	27.00
2010	Fort Bend Co Gen Fnd	137,736	0.480160	617.98	43.26	0.00	661.24
				<b>\$2,611.21</b>	<b>\$182.79</b>	<b>\$0.00</b>	<b>\$2,794.00</b>

Check Number(s):  
1222

**PAYMENT TYPE:**

Checks: \$2,794.00

**Exemptions on this property:**

HOMESTEAD

Total Applied: \$2,794.00

Change Paid: \$0.00

**ACCOUNT PAID IN FULL**

**PAYER:**  
ERIC DALVANDI  
MORGAN SAATI  
7603 HERNDON PLACE  
SUGAR LAND, TX 77479

(281) 341-3710

# DUPLICATE TAX RECEIPT



PATSY SCHULTZ, RTA  
FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR  
1317 EUGENE HEIMANN CIRCLE  
RICHMOND, TEXAS 77469

**Certified Owner:**

DALVANDI IRAJ & MAJGAN SAATI  
231 DARBY TRAILS DR  
SUGAR LAND, TX 77479-5244

**Legal Description:**

NEW TERRITORY PARCEL SF-27, BLOCK 3,  
LOT 6

Parcel Address: 231 DARBY TRAILS DR  
Legal Acres: 0.0000

Deposit No: L110302  
Validation No: 163  
Account No: **6015-27-003-0060-907**  
Operator Code: SILG

Remit Seq No: 18286203  
Receipt Date: 02/28/2011  
Deposit Date: 03/03/2011  
Print Date: 03/07/2011

Year	Tax Unit Name	Tax Value	Tax Rate	Levy Paid	P&I	Coll Fee Paid	Total
2010	Fort Bend Isd	157,170	1.340000	138.09	9.67	0.00	147.76
2010	Fort Bend Co Drainage	137,736	0.019600	1.76	0.12	0.00	1.88
2010	Fort Bend Co Gen Fnd	137,736	0.480160	43.37	3.04	0.00	46.41
				<b>\$183.22</b>	<b>\$12.83</b>	<b>\$0.00</b>	<b>\$196.05</b>

Check Number(s):  
001196

**PAYMENT TYPE:**

Checks: \$196.05

**Exemptions on this property:**

HOMESTEAD

Total Applied: \$196.05

Change Paid: \$0.00

**ACCOUNT PAID IN FULL**

**PAYER:**  
ERIC DALVANDI  
MOJGAN SAATI  
7603 HERNDON PLACE  
SUGAR LAND, TX 77479

(281) 341-3710

# DUPLICATE TAX RECEIPT



PATSY SCHULTZ, RTA  
FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR  
1317 EUGENE HEIMANN CIRCLE  
RICHMOND, TEXAS 77469

**Certified Owner:**

DALVANDI ERIC  
7603 HERNDON PL  
SUGAR LAND, TX 77479-2794

**Legal Description:**

TELFAIR SEC 17, BLOCK 3, LOT 1

Parcel Address: 7603 HERNDON PL  
Legal Acres: 0.0000

Deposit No: L110302  
Validation No: 164  
Account No: 8707-17-003-0010-907  
Operator Code: SILG

Remit Seq No: 18286204  
Receipt Date: 02/28/2011  
Deposit Date: 03/03/2011  
Print Date: 03/07/2011

Year	Tax Unit Name	Tax Value	Tax Rate	Levy Paid	P&I	Coll Fee Paid	Total
2010	Fort Bend Isd	435,700	1.340000	381.95	26.74	0.00	408.69
2010	City Of Sugar Land	419,151	0.300000	82.26	5.76	0.00	88.02
2010	Fort Bend Co Drainage	360,560	0.019600	4.62	0.32	0.00	4.94
2010	Fort Bend Co Gen Fnd	360,560	0.480160	113.26	7.93	0.00	121.19
				<b>\$582.09</b>	<b>\$40.75</b>	<b>\$0.00</b>	<b>\$622.84</b>

Check Number(s):  
001195

**PAYMENT TYPE:**

Checks: \$622.84

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**Exemptions on this property:**

HOMESTEAD

Total Applied: \$622.84

Change Paid: \$0.00

**ACCOUNT PAID IN FULL**

**PAYER:**  
ERIC DALVANDI  
MOJGAN SAATI  
7603 HERNDON PLACE  
SUGAR LAND, TX 77479

(281) 341-3710

# DUPLICATE TAX RECEIPT



**PATSY SCHULTZ, RTA**  
**FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR**  
**1317 EUGENE HEIMANN CIRCLE**  
**RICHMOND, TEXAS 77469**

**Certified Owner:**

**DALVANDI ERIC**  
**7603 HERNDON PL**  
**SUGAR LAND, TX 77479-2794**

**Legal Description:**

**TELFAIR SEC 17, BLOCK 3, LOT 1**

**Parcel Address:** 7603 HERNDON PL  
**Legal Acres:** 0.0000

**Deposit No:** 0110203W6  
**Validation No:** 900000021271353  
**Account No:** **8707-17-003-0010-907**  
**Operator Code:** TISHAF

**Remit Seq No:** 18013085  
**Receipt Date:** 02/02/2011  
**Deposit Date:** 02/03/2011  
**Print Date:** 03/07/2011

Year	Tax Unit Name	Tax Value	Tax Rate	Levy Paid	P&I	Coll Fee Paid	Total
2010	Fort Bend Isd	435,700	1.340000	5,456.43	381.95	0.00	5,838.38
2010	City Of Sugar Land	419,151	0.300000	1,175.19	82.26	0.00	1,257.45
2010	Fort Bend Co Drainage	360,560	0.019600	66.05	4.62	0.00	70.67
2010	Fort Bend Co Gen Fnd	360,560	0.480160	1,618.00	113.26	0.00	1,731.26
				<b>\$8,315.67</b>	<b>\$582.09</b>	<b>\$0.00</b>	<b>\$8,897.76</b>

**Check Number(s):**  
1225

**PAYMENT TYPE:**

**Checks:** \$8,897.76

**Exemptions on this property:**

HOMESTEAD

**Total Applied:** \$8,897.76

**Change Paid:** \$0.00

**ACCOUNT PAID IN FULL**

**PAYER:**  
**ERIC DALVANDI**  
**MORGAN SAATI**  
**7603 HERNDON PLACE**  
**SUGAR LAND, TX 77479**

**(281) 341-3710**

From: Eric Dalvandi  
7603. Herndon Pl  
Sugar Land, TX 77479

Date: 21-Feb-2011

To: The office of County Judge Robert E. Hebert  
301 Jackson, Suite 719  
Richmond, TX 77469

COUNTY JUDGE  
RECEIVED

FEB 23 2011

Re: Acc # 8707-17-003-0010-907 & 6015-27-003-0060-907  
2010 Taxes Penalties and Interest

Your honor,

This letter is in regards to the delinquent Statement received from FBC Tax office for Penalties and Interest due to late payment of our Property taxes, however I'm requesting from your office for waiver of the subject "Penalties and Interest" for following reasons:

1. We dropped off two checks for 2010 Property taxes on evening of Monday 31<sup>st</sup>. of January 2011 at the drop-box in front of the Tax Office located in Sugar Land. (Note: Base taxes were deposited and cashed on 2/2/2011).
2. When we received notice a week later, I went to the same Tax office on Friday 11<sup>th</sup>. February and explained them the situation, they reviewed their records, but was not able to show drop-off history, only the records of deposits were available. For that reason after telephone conversation with the main office they asked me to prepare notarized statements from the witnesses, write a request letter and take it to the FBC main tax office (Patsy Schultz's main office in Richmond) within 2 business days.
3. Agreed, and got the notarized statements and handed over them with the letter prior to the 2 days deadline (in person) to the Patsy

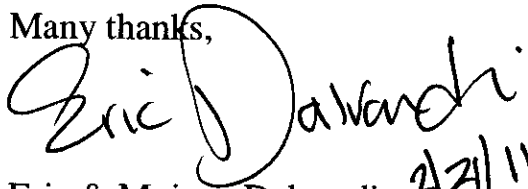
ad

Schultz's main office in Richmond on afternoon of Monday 14<sup>th</sup>.  
February (Copy of the letter and notarized statements attached).

4. Even though Patsy Schultz's office asked for all the above documents, on Friday 18<sup>th</sup>. February I received a letter their main office stating that I have to contact office of Judge Robert E. Herbert since this office can't act on my request. (Copy of the letter attached).
5. Per the instruction in the same letter I decided to pay all the additional fees, penalties and Interest in-dispute and wait for the Commissioner's court decision.

Appreciate your timely response to this request.

Many thanks,



Eric & Mojgan Dalvandi

Cell # 832-788-8222 / E-mail: [eidalvandi@yahoo.com](mailto:eidalvandi@yahoo.com)

Attachments:

- ✓ Copies of 2010 Tax Statements
- ✓ Copy of all Letters
- ✓ Copy of notarized statements

