



COUNTY JUDGE

Fort Bend County, Texas

Robert E. Hebert
County Judge

May 23, 2013

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

J. Douglas & Carmen Davis
4106 Mooring Point Ct.
Missouri City, TX 77459

Reference: Account Number: 4772-01-003-0340-907
Tax Year 2012, Precinct 4

Dear Mr. and/or Mrs. Davis:

The County has received your request to waive penalty, interest, and collection fees on Fort Bend County property taxes. Fort Bend County is also authorized to act on behalf of Fort Bend Independent School District, Houston Community College - Missouri City and the City of Missouri City which represents a total amount of \$388.92 for penalties assessed on the referenced account for tax year 2012. The Tax Assessor's Office has conducted research on your account; a copy of the research is enclosed with this letter, and has also been provided to the Commissioners Court.

The information you provided, along with the Tax Office research, has been placed on the Agenda, becoming part of public record, for the Commissioners Court meeting on Tuesday, June 4, 2013 at 1:00 p.m. Commissioners Court is located at the William B. Travis Building, 301 Jackson Street, Suite 700, in Richmond, Texas.

Action by the Court is governed by guidelines set forth under Texas Tax Code, Chapter 33, Section 33.011. You are not required to appear in order for the Court to consider your request. However, if you wish to discuss the research findings, please contact your Commissioner, James Patterson, prior to June 4, 2013, at telephone 281-980-2235 or by email at james.patterson@fortbendcountytexas.gov, to discuss any additional documentation you may wish to provide to the Court when they consider your request.

Sincerely,

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

Robert E. Hebert

Enclosure

Copy: Commissioner James Patterson, Precinct No. 4

Section 33.011(a)(1) of the Texas Tax Code states, "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."



COUNTY TAX ASSESSOR / COLLECTOR
Fort Bend County, Texas

Patsy Schultz, RTA
County Tax Assessor/Collector
1317 Eugene Heimann Circle
Richmond, TX 77469-3623

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

April 24, 2013

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

FROM: Tammy Staton *T.S.*
Tax Division Supervisor

Re: Waiver of Penalty and Interest – Davis, J. Douglas & Carmen : Account # 4772-01-003-0340-907, 2012 Tax Year;
Legal Description: Lakeshore Park At Brightwater Sec 1, Block 3, Lot 34

Precinct 4

J. Douglas and Carmen V. Davis, are requesting waiver of penalty and interest for 2012 tax year due to financial circumstances.

Tax Office Records Indicate:

1. December 1, 2000 -- Original Deed # 2000101808 was recorded, with the owners listed as J. Douglas Davis and Carmen V. Davis. Grantee address was listed as: 2903 Colony Dr., Sugar Land, Texas 77479.
2. November 16, 2012 – 2012 Original Tax Statement was mailed to: Davis J Douglas & Carmen, 4106 Mooring Point Ct, Missouri City, TX 77459-1719. **Tax Office records do not indicate the 2012 Original Tax Statement being returned by the Post Office.**
3. February 13, 2013 – Delinquent Tax Statement mailed by Tax Clerk to: Davis J Douglas & Carmen, 4106 Mooring Point Ct, Missouri City, TX 77459-1719. **Tax Office records do not indicate the Delinquent Tax Statement being returned by the Post Office.**
4. February 19, 2013 – Payment was received short. Tax Clerk mailed Short Notice/Delinquent Statement to Taxpayer requesting additional \$388.92 by March 5, 2013.
5. February 20, 2013 – 2012 Reminder Notice was mailed to: Davis J Douglas & Carmen, 4106 Mooring Point Ct, Missouri City, TX 77459-1719.

6. February 21, 2013 – Mrs. Davis phoned and told Tax Clerk they realize they paid taxes late, but they are going through difficult times and inquired as to our waiving penalty and interest. The waiver process was explained. Mr. Davis got on phone and restated Mrs. Davis' request, and then insisted on speaking with Tax Assessor Collector direct to plead his case. Tax Clerk discussed with Tax Assessor Collector and then transferred Taxpayer to speak with her.
7. February 22, 2013 – Mr. Davis phoned and asked Tax Clerk if penalty and interest could be waived. He understood that their payment was postmarked February 2, 2013, but that they are going through tough times. He was informed of the waiver process and that only Commissioners Court could waive fees. He was given the February and March payoff amounts.

There is no evidence of an error by the Fort Bend Central Appraisal District or the Fort Bend County Tax Office.

8. Fort Bend ISD, Houston Community College-Missouri City and City of Missouri City have 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 4772-01-003-0340-907:

2012 Tax Year

Tax Unit	Base	Penalty & Interest	Collection Fees	Total Waiver Request
Fort Bend ISD	\$ 3,051.18	\$ 213.57	\$0.00	\$ 213.57
City of Missouri City	\$ 1,322.23	\$ 92.56	\$0.00	\$ 92.56
Hou Comm Coll-MC	\$ 212.25	\$ 14.86	\$0.00	\$ 14.86
FBC	\$ 970.33	\$ 67.93	\$0.00	\$ 67.93
Total	\$ 5,555.99	\$ 388.92	\$0.00	\$ 388.92

Total Penalty & Interest: \$388.92

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..."

Douglas J. & Carmen Davis

4106 Mooring Point Court

Missouri City, Texas 77459

Judge Robert Hebert

301 Jackson, Suite 719

Richmond, Texas 77469

Reference Property Taxes 2012 Tax Year

Amount: \$5,555.92 (paid); Penalty \$388.92

Dear Judge Hebert:

We are sending this letter for the purpose of reaching out to your office regarding a PENALTY we have received. We paid our bill in full (\$5,555.92), however I mailed it on February 1 and confirmed that the postmark was February 2. This triggered the late fee we have gotten.

We have been going through very hard times as of this writing; there were several circumstances that made it difficult to get the money in January:

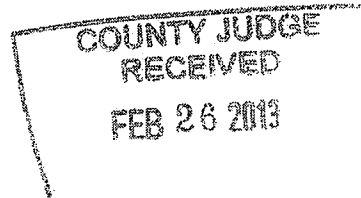
- My wife and I had health issues and there are sizable medical expenses.
- I was out helping my sister who is very ill.
- I have been out of work for 1 year and severely under-employed for 3 years. I am 62 yrs old and job prospects are not real good.
- We managed to pay the amount due, however late.
- We have lived and paid taxes, in Fort Bend Co., on time for over 25 years and never been late.

The bottom line is: several issues got in front of us and caused problems. We are not asking for any charity here, but to plead to you to not make us to pay the Penalty. We pay our bills but we are having a tough time at the moment. We do not plan to be late again and hope you can see it through to help us in our time of need.

Sincerely,

J. Douglas and Carmen V. Davis
281-403-4748 Home

davisjd51@comcast.net



DUPLICATE TAX RECEIPT



PATSY SCHULTZ, RTA
FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR
1317 EUGENE HEIMANN CIRCLE
RICHMOND, TEXAS 77469-3623

Certified Owner:

DAVIS J DOUGLAS & CARMEN
4106 MOORING POINT CT
MISSOURI CITY, TX 77459-1719

Legal Description:

LAKE SHORE PARK AT BRIGHTWATER SEC 1,
BLOCK 3, LOT 34

Parcel Address: 4106 MOORING POINT CT
Legal Acres: 0.0000

Deposit No: L130206

Validation No: 1007

Account No: 4772-01-003-0340-907

Operator Code: DAGA

Remit Seq No: 23020614

Receipt Date: 02/06/2013

Deposit Date: 02/07/2013

Print Date: 02/13/2013

Printed By: DEANNS

Year	Tax Unit Name	Tax Value	Tax Rate	Levy Paid	P&I	Coll Fee Paid	Total
2012	Fort Bend lsd	227,700	1.340000	2,851.58	199.60	0.00	3,051.18
2012	City Of Missouri City	242,700	0.544800	1,235.73	86.50	0.00	1,322.23
2012	Houston Comm Coll Miss City	218,430	0.097173	198.36	13.89	0.00	212.25
2012	Fort Bend Co Drainage	194,160	0.019000	34.47	2.42	0.00	36.89
2012	Fort Bend Co Gen Fnd	194,160	0.480760	872.37	61.07	0.00	933.44
				\$5,192.51	\$363.48	\$0.00	\$5,555.99

Check Number(s):
002789

PAYMENT TYPE: PARTIAL PAYMENT

Checks: \$5,555.99

Exemptions on this property:

HOMESTEAD

Total Applied: \$5,555.99

Change Paid: \$0.00

REMAINING BALANCE

PAYER:

DAVIS J DOUGLAS & CARMEN
4106 MOORING POINT CT
MISSOURI CITY, TX 77459-1719

(281) 341-3710

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DUPLICATE TAX RECEIPT



PATSY SCHULTZ, RTA
FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR
1317 EUGENE HEIMANN CIRCLE
RICHMOND, TEXAS 77469-3623

Certified Owner:

DAVIS J DOUGLAS & CARMEN
4106 MOORING POINT CT
MISSOURI CITY, TX 77459-1719

Legal Description:

LAKESHORE PARK AT BRIGHTWATER SEC 1,
BLOCK 3, LOT 34

Parcel Address: 4106 MOORING POINT CT
Legal Acres: 0.0000

Remit Seq No: 23155646
Receipt Date: 02/06/2013
Deposit Date: 02/27/2013
Print Date: 04/02/2013
Printed By: MARYP

Deposit No: O130227Q1
Validation No: 900000027684581
Account No: **4772-01-003-0340-907**
Operator Code: JDELEON

Year	Tax Unit Name	Tax Value	Tax Rate	Levy Paid	P&I	Coll Fee Paid	Total
2012	Fort Bend lsd	227,700	1.340000	199.60	13.97	0.00	213.57
2012	City Of Missouri City	242,700	0.544800	86.50	6.06	0.00	92.56
2012	Houston Comm Coll Miss City	218,430	0.097173	13.89	0.97	0.00	14.86
2012	Fort Bend Co Drainage	194,160	0.019000	2.42	0.17	0.00	2.59
2012	Fort Bend Co Gen Fnd	194,160	0.480760	61.07	4.27	0.00	65.34
				\$363.48	\$25.44	\$0.00	\$388.92

Check Number(s):
2794

PAYMENT TYPE:

Checks: \$388.92

Exemptions on this property:

HOMESTEAD

Total Applied: \$388.92

Change Paid: \$0.00

ACCOUNT PAID IN FULL

PAYER:

J DOUGLAS DAVIS
CARMEN V DAVIS
4106 MOORING POINT CT
MISSOURI CITY, TX 77459-1719

(281) 341-3710

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