

**COUNTY JUDGE**  
Fort Bend County, Texas

Robert E. Hebert  
County Judge

October 11, 2018

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

Jose J. Argueta  
7702 Windylea Ln.  
Richmond, TX 77469

Reference: Account Number: 4793-01-001-0250-901  
Tax Year 2017, Precinct 3

Dear Mr. Argueta:

The County has received your request to waive penalty and interest on Fort Bend County property taxes. Fort Bend County is also authorized to act on behalf of Lamar Consolidated Independent School District, Harris Fort Bend Emergency Services District #100 and Fort Bend LID #12 which represents a total amount of \$315.89 for penalties assessed on the referenced account for tax year 2017. 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, October 23, 2018 at 1:00 p.m. Commissioners Court is located at the Historic Courthouse, 401 Jackson Street, 2<sup>nd</sup> Floor, in Richmond, Texas.

You are not required to appear in order for the Court to consider your request. Action by the Court is governed by guidelines under Texas Tax Code, Chapter 33, Section 33.011\*, Commissioners Court cannot waive penalty, interest and/or collection fees unless there is evidence of an error by the appraisal district or the County. However, if you have any new information showing proof of an error that was not researched by the Tax Assessor and wish to discuss, please contact your Commissioner, Andy Meyers, prior to October 23, 2018, at telephone 281-238-1400 or by email at [andy.meyers@fortbendcountytexas.gov](mailto:andy.meyers@fortbendcountytexas.gov), to discuss any additional documentation you may wish to provide to the Court when they consider your request.

Sincerely,

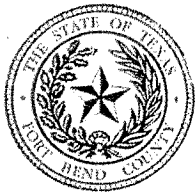
A handwritten signature in black ink, appearing to read "Robert E. Hebert", is written over a horizontal line.

Robert E. Hebert

Enclosure

Copy: Commissioner Andy Meyers, Precinct No. 3

\*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, PCC  
County Tax Assessor/Collector  
1317 Eugene Heimann Circle  
Richmond, TX 77469-3623

(281) 341-3710  
Fax (281) 341-9267  
Email: patsy.schultz@fortbendcountytexas.gov  
www.fortbendcountytexas.gov

DATE: October 4, 2018

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

FROM: Tammy Staton T.S.  
Chief of Property Taxes

Re: Waiver of Penalty and Interest – Jose J. Argueta: Account # 4793-01-001-0250-901, 2017 Tax Year; Legal Description: Lakemont Grove Sec 1, Block 1, Lot 25; Mailing Address: 7702 Windylea Ln, Richmond, TX 77469-2692

### Precinct 3

Jose J. Argueta is requesting a waiver of penalty and interest for the 2017 tax year, stating he mailed his payment before the delinquency date.

Tax Office records and research indicate:

- November 27, 2017 - 2017 Original Tax Statement mailed to Argueta Jose J & Gloria Del Carmen, 7702 Windylea Ln, Richmond, TX 77469-2692. **This statement was not returned by the Post Office.**
- February 13, 2018 – Jose Argueta called to see if his payment has posted to the account that he mailed on January 31, 2018. He was informed that his payment has not posted to his account and that we are still processing payments.
- February 20, 2018 – 2017 Reminder Notice was mailed to Argueta Jose J & Gloria Del Carmen, 7702 Windylea Ln, Richmond, TX 77469-2692. **This statement was not returned by the Post Office.**
- February 20, 2018 – Jose Argueta called to see if we received his check postmarked with January date in the amount of \$4,512.44. He was informed that his account still shows no payment posted and his account has penalty and interest. He said that it is not his fault

and wanted the penalty and interest to be waived and requested to speak to supervisor. Research supervisor explained the waiver process.

- February 23, 2018 – Jose Argueta gave the Katy office a copy of his envelope showing his original payment was mailed 1/31/2018 but the address was wrong. He stated it was an error made by the post office and wants us to honor the original date on the envelope. Per Chief of Property Taxes he will need to follow the instructions for waiver of penalty and interest.
- February 23, 2018 – Received payment of \$4,512.44 (Base only) from Argueta Jose J & Gloria Del Carmen.
- February 26, 2018 – Jose Argueta was told that he has to pay the penalty and interest of \$315.89 then submit his request for waiver of penalty and interest. He was provided the instructions on how to request a waiver of penalty and interest and a copy of the receipt for the payment received on February, 23, 2018.
- February 27, 2018 – Received payment of \$315.89 (February penalty and interest) from Jose J Argueta.
- April 24, 2018 – Jose Argueta called asking about the waiver instructions. He was told that he would have to send a letter to the County Judge stating that it was the fault of the Fort Bend County Tax Office or the Fort Bend Central Appraisal District office, also that Commissioners Court is the only office that will approve or deny the waiver request. The waiver instructions were remailed to him.
- Received letter from Goin' Postal stating there was an error when the shipping associate entered the mail to address incorrectly.
- There is sufficient evidence to show that the taxpayer delivered payment for the taxes before the delinquency date to a private delivery service for delivery.
- Lamar CISD, Harris / Fort Bend ESD # 100, and Fort Bend LID # 12 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 4793-01-001-0250-901:****2017 Tax Year**

Tax Unit	Base	Penalty & Interest	Total Waiver Request
Lamar CISD	\$3,186.27	\$223.04	\$223.04
Harris / Fort Bend ESD # 100	\$143.54	\$10.06	\$10.06
Fort Bend LID # 12	\$228.80	\$16.02	\$16.02
FBC	\$953.83	\$66.77	\$66.77
Total	\$4,512.44	\$315.89	\$315.89

**Total Penalty and Interest: \$315.89**

I do recommend waiver of penalty and interest for **2017**. Per Property Tax Code Section 33.011 (j) (2): "The governing body of a taxing unit may waive penalties and interest on a delinquent tax if the taxpayer submits evidence sufficient to show that the taxpayer delivered payment for the tax before the delinquency date to: a private delivery service for delivery, but an act or omission of the private carrier resulted in the taxpayer's payment being received by the taxing unit after the delinquency date."

CITY OF  
RECEIVED

MAY 21 2018

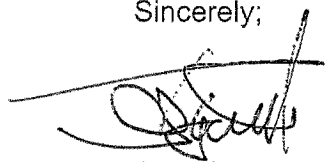
May 17, 2018

To:  
Fort Bend County Tax Assessor  
And  
County Judge Robert E. Hebert  
401 Jackson  
Richmond TX, 77469-3110

Dear sirs,

Per section 33.011, I'm sending the documentation related to this penalty payment. Per document attached, the postal office made a mistake in sending the payment to the right address, due to this I am requesting refund of the penalty paid.

Sincerely;

A handwritten signature in black ink, appearing to read "Jose J. Argueta", with a long horizontal line extending to the left.

Jose J. Argueta

Dear Patsy Schultz R TA,

Jose Argueta came into our store on January 31<sup>st</sup> 2018 to mail property taxes to your office. However, there seemed to be a problem with the address which possibly could be on our mistake in entering. We have records of Mr. Argueta's attempt to mail and we have refunded him his money of the priority envelope and hope that you can understand the certain situation and we sincerely apologize for this mistake. If you have any questions please do not hesitate to give us a call at 281-232-7017. Let us know what we can do to prove that the mail was attempted to send out on time!

Thank you for your understanding,

*Jon Tanner* Pelham Store Manager  
at Richmond Goin' Postal

**Goin' Postal**

5614 W. Grand Parkway S Ste-102  
Richmond, TX 77406  
Mon - Fri 9:00 am to 8:00 pm  
Sat 10:00 am to 6 pm  
Sun Closed.



Phone 281-232-7017  
Fax 281-232-7019  
goinpostal@iseedez.com

5614 W Grand Parkway S Ste 102  
Richmond, TX 77406


PRESS FIRMLY TO SEAL

# PRIORITY® ★ MAIL ★

 DATE OF DELIVERY SPECIFIED \*

 USPS TRACKING™ INCLUDED \*

 INSURANCE INCLUDED \*

 PICKUP AVAILABLE

\* Domestic only

WHEN USED INTERNATIONALLY,  
A CUSTOMS DECLARATION  
LABEL MAY BE REQUIRED.



EPI4F July 2013

Yolanda

281 341 3710

EXTENSION 377

Raguel

281-238-3376

PRIORITY MAIL  
POSTAGE REQUIRED

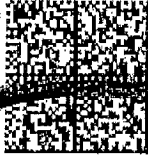
US POSTAGE AND FEES PAID

PRIORITY MAIL  
Jan 31 2018  
Mailed from ZIP 77405  
PM Flat Rate Env

CID: 177728  
CommercialPlusPrice

**P**

Part # 156287-435 RRD  
endicia.com



071500893904

PRIORITY MAIL 1-DAY

Goin' Postal Shipping Center  
Shipping Manager  
5614 W. Grand Parkway S, Ste-102  
RICHMOND TX 77406

0006

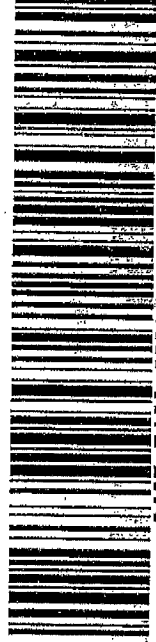
Shipped using PostalMates  
Pkg: 12839

SHIP TO:

PATSY SCHULTZ JR  
TX-BEND COUNTY TAX ASSESSOR-COLLECTOR  
PO BOX 1028  
STAFFORD TX 77477

WAA

USPS TRACKING #



VISIT US AT US

# TAX RECEIPT



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



**Certified Owner:**

**ARGUETA JOSE J & GLORIA DEL CARMEN**  
**7702 WINDYLEA LN**  
**RICHMOND, TX 77469-2692**

**Legal Description:**

**LAKEMONT GROVE SECT. BLOCK 1 LOT 25**

**THE WINDY LEA LN**

**THE WINDY LEA LN**

**Parcel Address: 7702 WINDY LEA LN**

**Legal Acres: 0.0000**

**Deposit No: Q18022719**  
**Validation No: 900000051514731**

**Account No: 4793-01-001-0250-901**

**Operator Code: HCUMMINS**

**Remit Seq No: 37887704**

**Receipt Date: 02/27/2018**

**Deposit Date: 02/27/2018**

**Print Date: 02/27/2018 03:38 PM**

**Printed By: HCUMMINS**

Year	Tax Unit Name	Rec Type	Tax Value	Tax Rate	Levy Paid	P&I	Coll Fee Paid	Total	Rate	Levy
2017	Lamar C I S D- Operating Fund	TL	229,220	1.390050	208.45	14.59	0.00	223.04		
2017	Harris F/B Esd #100	TL	203,376	0.070580	9.40	0.66	0.00	10.06		
2017	Fort Bend Lid #12	TL	254,220	0.090000	14.97	1.05	0.00	16.02		
2017	Fort Bend Co Drainage	TL	203,376	0.016000	2.13	0.15	0.00	2.28		
2017	Fort Bend Co Gen Fnd	TL	203,376	0.453000	60.27	4.22	0.00	64.49		
					<b>\$295.22</b>	<b>\$20.67</b>	<b>\$0.00</b>	<b>\$315.89</b>		

**PROPERTY**  
**FORT BEND COUNTY**

**TO: FORT BEND TAX OFC**  
**22333 GRAND CORNER DRIVE**

**RICHMOND, TX 77491**

**281-341-3710**

**02/27/2018**

**04:13:46 PM**

**PURCHASE**

**PROPERTY**

**Client ID: 0050**

**Ref Number:**

**Transaction #: 1386**

**Transaction #: 1386**

**SUBTOTAL: \$ 315.89**

**CONVENIENCE FEE: \$ 7.26**

**TOTAL: \$ 323.15**

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**Check Number(s):**

**Credit Card Authorization No: 1386**

**Exemptions on this property:**

**HOMESTEAD**

**PAYMENT TYPE:**

**Credit Cards: \$315.89**

**Total Applied: \$315.89**

**Total Tendered: \$315.89**

**(for accounts paid on 02/27/2018)**

**Change Paid: \$0.00**

**CUSTOMER COPY**

**ACCOUNT PAID IN FULL**

**PAYER:**

**JOSE J ARGUETA**  
**7702 WINDY LEA LN**  
**RICHMOND, TX 77407**

**(281) 341-3710**

**Page 1 of 1**

**51.1.8**