



COUNTY JUDGE

Fort Bend County, Texas

The Honorable KP George
County Judge

(281) 341-8608
Fax (832) 471-1858

June 9, 2020

Tyson and Hailey Hann
25710 Bang Springs Ct.
Katy, Texas 77494

Reference: Request to Waive Penalty, Interest and Collection Fees on Property Taxes

Dear Mr. Hann:

The County has received your request to waive penalty and interest on Fort Bend County property taxes as detailed below:

- **Property Tax Account:** **4753-01-001-0360-914**
- **Total Amount of Penalties Assessed:** **\$544.06 for Tax Year 2019**

Fort Bend County is also authorized to act on behalf of Katy Independent School District and Fort Bend ESD No. 2.

The Office of Tax Assessor/Collector has conducted research on your account; please review the copy of this research which is enclosed with this letter. The request and the research will be included as back-up documentation when the request is placed on the Commissioners Court agenda for consideration. The date for proposed action is:

- **Commissioners Court Date:** **Tuesday, June 23, 2020 at 1:00 p.m.**
- **Location:** **401 Jackson Street, Richmond, Texas**

You are not required to appear in order for the Court to consider your request. Action by the Court is guided by the Texas Tax Code, specifically Chapter 33. If you have additional information regarding your request or if you wish to discuss this matter, please contact your Commissioner:

- **Commissioner Andy Meyers, Pct. 3**
Telephone (281) 238-1400 or
Email:
Andy.Meyers@fortbendcountytexas.gov

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "KP George", with a horizontal line extending to the right.

KP George
County Judge

Enclosure: Tax Office Research
Copy: Commissioner Andy Meyers, Precinct No. 3

COUNTY TAX ASSESSOR / COLLECTOR
Fort Bend County, Texas



Carrie Surratt, PCC, CTOP
County Tax Assessor/Collector
1317 Eugene Heimann Circle
Richmond, TX 77469-3623

(281) 341-3710
Fax (832) 471-1836
Email: carrie.surratt@fortbendcountytx.gov
www.fortbendcountytx.gov

DATE: April 17, 2020

TO: County Judge KP George
Commissioner Vincent Morales
Commissioner Grady Prestage
Commissioner Andy Meyers
Commissioner Ken R. DeMerchant
Roy Cordes, County Attorney

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

Re: Waiver of Penalty and Interest – Tyson & Hailey Kennedy Hann: Account # 4753-01-001-0360-914; 2019 Tax Year; Legal Description: Marshall Oaks Sec 1, Block 1, Lot 36; Mailing Address: 25710 Bang Springs Ct, Katy, TX 77494-6041.

Precinct 3

Tyson & Hailey Kennedy Hann, are requesting waiver of penalty and interest for the 2019 tax year stating they dropped off their payment to be mailed on January 23, 2020, which was not post marked until February 10, 2020.

- January 2020 – No record of any call to check status if we received their payment on time.
- February 17, 2020 – Received payment from Tyson & Hailey Kennedy Hann in the amount of \$7,772.46, base only. **Short notice mailed.**
- March 05, 2020 – County Judge received request for waiver of penalty and interest for the 2019 Property Taxes.
- Katy ISD and Fort Bend ESD #2 have authorized Fort Bend County Tax Office to handle the processing of the waiver of penalty and interest and allow the Fort Bend County Commissioner's Court to make the determination based on Section 33.011 of the Texas Property Tax Code.

Summary of Taxes as of February 2020:

Account 4753-01-001-0360-914:

2019 Tax Year

Tax Unit	Base	Penalty & Interest	Total Waiver Request
Katy ISD	\$5,845.71	\$409.20	\$409.20
Fort Bend ESD #2	\$344.06	\$24.08	\$24.08
FBC	\$1,582.69	\$110.78	\$110.78
Total	\$7,772.46	\$544.06	\$544.06

Total Penalty and Interest: \$544.06

I **do not** recommend waiver of penalty and interest for **2019** Tax Year.

- **Taxpayer has not provided sufficient evidence to support a postal error or that they attempted to pay before the delinquency date.**
- Per Property Tax Code Section 33.011 (j)(1)(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:
 - (1) the United States Postal Service for delivery by mail, but an act or omission of the postal service resulted in the taxpayer's payment being postmarked after the delinquency date; or
 - (2) 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.
- **There is no evidence to cause the Tax Office to recommend waiver of penalty and interest. This waiver is not statutorily allowed because of the taxpayer's failure to comply with the requirements of Texas Tax Code Section 33.011.**

March 4, 2020

To Whom It May Concern:

This letter is part of the documentation of Tyson Hann and Hailey Kennedy Hann requesting for waiver of penalties and interest for the reason of mail error of the United States Postal Service.

Thursday, January 23, 2020: the office manager of Mr. Hann's employer took the envelope to the College Station USPS mailbox outside the post office. Ms. Meghan Pressley has attested that she indeed mailed the letter and has written a letter to verify her actions (see attached). Mr. Hann is currently working out of his company's College Station office which is why the payment was mailed through this post office branch.

Sunday, March 1, 2020: On his next trip to Houston, Mr. Hann checked the mail at his residence and found the returned payment with a postmark date of February 10, 2020. Please note that this is eighteen days after the envelope was placed in the mailbox.

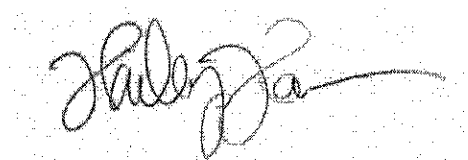
Monday, March 2, 2020: On the next business day, Mr. Hann spent hours researching the situation with USPS and various other offices related to the delayed mail. He spoke with:

- Bridgette from the national USPS customer service: Bridgette entered the complaint and gave the service request incident number: Houston CNIC 070-585-31.
- Brianna from the College Station office: Employee admitted that they don't "always" postmark mail at the location. She indicated that she was willing to write a statement of support to authenticate this point but would need approval from her superior which could take more time (not yet received as of the date of this letter).

Monday, March 2, 2020: Payment was made for the original amount that was owed.

Thank you for your time and consideration in this matter.

Respectfully,

A handwritten signature in black ink, appearing to read "Hailey Kennedy Hann", with a long horizontal flourish extending to the right.

Tyson Hann and Hailey Kennedy Hann

979.324.6659

ty.ag.07@gmail.com | hailey.kennedy@gmail.com

March 2, 2020

To Whom It May Concern,

RE: Tyson Hann, State Tax mail items (x's 3)

I am writing this in hopes of assisting Mr. Hann in resolution without penalty of the state documents that he had me deliver to the USPS Jan. 23, 2020.

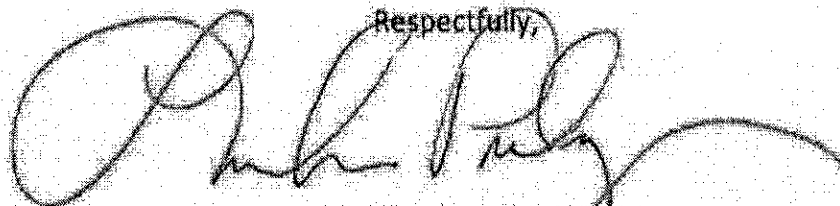
Approximately 1 week (end of January) after I dropped the items into the USPS, College Station, TX offices "Outgoing Mail" box (located directly inside the USPS main entrance), Hann approached me inquiring if the mail had been sent. I confirmed that it had, however, not via certified mail. Hann had been monitoring his bank accounts and had noticed that the checks contained in each of the envelopes had not cleared his bank yet. Not exactly sure if this was something that I could investigate for him, I simply assured him that it had been done and decided that perhaps there was a process on the State's end that was prolonging his payments.

It was not until today that it was brought to my attention that the mail was delayed at College Station, TX USPS Office.

While many of the processes and practices at our local USPS have been streamlined for customer service and shorter wait times in line, I lack full confidence that all mail is handled properly or is 100% delivered, 100% of the time let alone on-time. I have lodged a complaint with this locations USPS which involves an "investigation". However, I cannot imagine that being very lucrative in a result let alone resolution on the USPS' end as the mail was not sent Certified, which I regret immensely.

I humbly write this asking that no penalty come to my coworker, and ultimately my supervisor as this was something out of his control. I can attest that the payments were provided for delivery via the USPS within the time frame they were due without penalty.

If there is any additional information you may require of me please do not hesitate to contact me via e-mail or cell listed below. Thank you for your time.

Respectfully,


Meghann Presley
Office Support Administrator
Garver, LLC
MDPresley@GarverUSA.com
979.446.3500 Mobile
979.307.5835 Office

DUPLICATE TAX RECEIPT



CARRIE SURRETT, PCC, CTOP
FORT BEND COUNTY TAX ASSESSOR/ COLLECTOR
1317 EUGENE HEIMANN CIRCLE
RICHMOND, TEXAS 77469-3623

Certified Owner:

HANN TYSON & HAILEY KENNEDY
25710 BANG SPRINGS CT
KATY, TX 77494-6041

Legal Description:

MARSHALL OAKS SEC 1, BLOCK 1, LOT 36

Parcel Address: 25710 BANG SPRINGS CT
Legal Acres: 0.0000

Remit Seq No: 43743261
Receipt Date: 02/17/2020
Deposit Date: 02/17/2020
Print Date: 03/23/2020 03:43 PM
Printed By: AREYES

Deposit No: J200217K5
Validation No: 0

Account No: 4753-01-001-0360-914
Operator Code: YBARDALE

Table with 9 columns: Year, Tax Unit Name, Rec Type, Tax Value, Tax Rate, Levy Paid, P&I, Coll Fee Paid, Total. Rows include 2019 entries for Katy Isd, Fort Bend Esd#2, Fort Bend Co Drainage, and Fort Bend Co Gen Fnd.

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Check Number(s):
001371

PAYMENT TYPE: PARTIAL PAYMENT

Checks: \$7,772.46

Exemptions on this property:
HOMESTEAD

Total Applied: \$7,772.46

Change Paid: \$0.00

Account No: 4753-01-001-0360-914
PAYER:

HANN TYSON & HAILEY KENNEDY
25710 BANG SPRINGS CT
KATY, TX 77494-6041

REMAINING BALANCE