

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
AGENDA ITEM REQUEST

AGENDA REQUESTED: December 11, 2013

DATE OF REQUEST: November 22, 2013

NAME & NUMBER OF PERSON TO CONTACT REGARDING CHANGES TO THIS REQUEST, IF NEEDED: Joyce Spencer-Nelson, 239-5017

CAPTION: Docket No. 2013-2059-MIS. Consideration of the re-nomination and reappointment of five positions on the Tax Relief for Pollution Control Property Advisory Committee and the nomination and appointment of one person to fill the vacant independent technical expert position and one person to fill a vacant industry position.

House Bills 3206 and 3544, 81st Legislature, 2009, amended Texas Tax Code (TTC), Section 11.31 to require the Texas Commission on Environmental Quality (TCEQ) to form a permanent advisory committee that will make recommendations to the TCEQ commissioners on matters relating to property tax exemptions for pollution control property. TTC, Section 11.31(n) requires the advisory committee to have representatives from industry, appraisal districts, taxing units, environmental groups, and members who are not representatives of any of the aforementioned entities but have substantial technical expertise in pollution control technology and environmental engineering. House Bill 2280, 82nd Legislature, 2011, amended TTC, Section 11.31(n) to require that at least one member of the advisory committee be a representative of a school district or junior college district in which property is located that is or previously was subject to an exemption under this section. (Chance Goodin, Ron Olson)

Steve Hagle, P.E.

Deputy Director

David Brymer

Division Director

Joyce Nelson

Agenda Coordinator

Copy to CCC Secretary? NO X

YES ____

TCEQ Interoffice Memorandum

To: Commissioners

Thru: Bridget Bohac, Chief Clerk
Zak Covar, Executive Director

From: Steve Hagle, P.E., Deputy Director, Office of Air

Date: November 22, 2013

Subject: Consideration of the reappointment and appointment of seven positions on the Tax Relief for Pollution Control Property Advisory Committee

The Tax Relief for Pollution Control Property program solicited nominations for the Tax Relief for Pollution Control Property Advisory Committee and received 13 nominations. The committee consists of 13 members with seven of those members' terms expiring January 2014. All members with terms expiring in January 2014 applied for reappointment except for the independent technical expert and one member representing industry.

Terms Expire January 2014	Terms Expire January 2016
Bob Adair – industry	Paul Coon – industry
Roland Bieber – appraisal districts	Lloyd Graham – school or junior college district
Robert Castor - industry	Don Lee – taxing units
C. Wayne Frazell – appraisal districts	Greg Maxim - industry
John Nichols – industry	Michael Nasi - industry
Bennett Sandlin – taxing units	Cyrus Reed – environmental groups
Leo Scherrer – independent technical expert	

Staff recommends the following reappointments and appointments to serve a four-year term:

Recommended Appointments

New Member Appointments

- Mr. Charles Allred, an Independent Contractor, as the Independent Technical Expert

TCEQ Interoffice Memorandum

- Mr. Michael Ford, nominated by Texas Chemical Council, representing Industry

Reappointments

- Mr. Bob Adair, nominated by Texas Oil and Gas Association, representing Industry
- Mr. Roland Bieber, Chief Appraiser for Jefferson County Appraisal District, representing Appraisal Districts
- Mr. Robert Castor with Freescale Semiconductor, representing Industry
- Mr. C. Wayne Frazell with Pritchard & Abbott, Inc., representing Appraisal Districts
- Mr. Bennett Sandlin with the Texas Municipal League, representing Taxing Units

Other Applicants

- Mr. Karl Bartholomew with ICIS Consulting, applied for industry or independent positions
- Mr. Jose Luis Caso with Guerra, Leeds, Sabo & Hernandez, PLLC, applied for independent position
- Mr. Rick Fine with Property Tax Partners, applied for industry, appraisal district, taxing authority, or independent positions
- Mr. Jay Foucheux, independent property tax consultant, applied for industry position
- Ms. Kathryn Tronsberg Macciocca with Duff & Phelps, LLC, recommended by NRG and Energy Future Holdings, applied for industry position
- Mr. Blas Ortiz, Jr. with Popp Hutcheson, PLLC, nominated by Valero Energy Corporation, applied for industry or independent positions

Legislative History

House Bills 3206 and 3544, 81st Legislature, 2009, amended Texas Tax Code, §11.31 to require the Texas Commission on Environmental Quality (TCEQ) to form a permanent advisory committee that will make recommendations to TCEQ commissioners on matters relating to property tax exemptions for pollution control property.

Recommended Appointments

TXOGA

TEXAS OIL & GAS ASSOCIATION | SINCE 1919

Jonny Jones, Austin
Chairman

Robert L. Looney, Austin
President

Debra M. Hastings, Austin
Executive Vice-President

William L. Eunis, Austin
Secretary and Vice-President for
Membership & Communication

Cory A. Pomeroy, Austin
Vice-President
and General Counsel

Mari V. Ruckel, Austin
Vice-President for Government
& Regulatory Affairs

Jim Sierra, Austin
Treasurer and
Vice-President for Finance

District Vice-Presidents

Harold D. Courson, Amarillo
The Panhandle

Lance R. Byrd, Dallas
North Central Texas

Dan Allen Hughes, Jr., Beeville
The Lower Gulf Coast

Allan D. Frizzell, Abilene
West Central Texas

David W. Killam, Laredo
Southwest Texas

Curtis W. Mowbourne, Tyler
East Texas

Alan L. Smith, Houston
The Upper Gulf Coast

Douglass C. Robison, Midland
The Permian Basin

W. M. Thacker, Jr., Wichita Falls
North Texas

August 29, 2013

Mr. Ron Hatlett
Texas Commission on Environmental Quality
Tax Relief Program, MC-110
12100 Park 35 Circle, Building A
Austin, Texas 78753

Submitted via email: Txrelief@tceq.state.tx.us

RE: Tax Relief for Pollution Control Property Advisory Committee

Dear Mr. Hatlett,

The Texas Oil and Gas Association (TXOGA) is the largest and oldest petroleum organization in Texas, representing more than 5,000 members. The membership of TXOGA produces in excess of 90 percent of Texas' crude oil and natural gas, operates nearly 100 percent of the state's refining capacity, and is responsible for the vast majority of the state's pipelines. According to the most recent data, the oil and gas industry employs 352,000 Texans, providing payroll and benefits of over \$41 billion in Texas alone. In addition, large associated capital investments by the oil and gas industry generate significant secondary economic benefits for Texas.

Thank you for the opportunity to participate in the nomination process for the Tax Relief for Pollution Control Property Advisory Committee. TXOGA respectfully submits a nomination for Bob Adair, in the industry category. Mr. Adair has served this committee since 2009 and continues to advise the TCEQ on matters relating to property tax exemptions for pollution control property and the implementation of Texas Tax Code (TTC) Section 11.31.

On behalf of TXOGA, I am proud to re-submit the nomination for Bob Adair. An application and biography are provided. I welcome your questions or comments, I can be reached at dhastings@txoga.org or 512.478.6631.

Again, thank you for the opportunity to participate in this important process. Bob Adair is an excellent industry representative and deserves your consideration.

Sincerely,



Deb Hastings
Executive Vice President

Texas Commission on Environmental Quality

Tax Relief for Pollution Control Property Advisory Committee

Advisory Committee Member Application

The Tax Relief for Pollution Control Property Advisory Committee was established by the Texas Legislature to provide recommendations to the TCEQ on matters relating to use determinations for pollution-control property/equipment and the implementation of Texas Tax Code, §11.31. The advisory committee is made up of 13 members selected to represent industry, appraisal and school districts, taxing units, environmental groups, and members who are not representatives of any of those groups but have substantial technical expertise in pollution control technology and environmental engineering.

Advisory committee members serve four-year staggered terms and seven of the members' terms expire on December 31, 2013. Nominations are being accepted for the following positions:

- three industry representatives,
- two appraisal district representatives,
- one taxing unit representative, and
- one person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering.

Please complete the following information and indicate if you are nominating another individual or yourself. If you are nominating another person, please provide that nominee's information.

The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name: Bob Adair
Mailing Address: P.O. Box 4428, PWC 1330-04
City, State, Zip: Houston, TX 77210
Phone Number: (832) 765-1419
FAX Number: (918) 977-9431
E-mail Address: bob.adair@p66.com

2. I am nominating myself.

My Name:
Mailing Address:
City, State, Zip:
Phone Number:
FAX Number:
E-mail Address:

Please check the group that the nominee is qualified to represent.

- 1. Industry
- 2. Appraisal District
- 3. Taxing unit
- 4. A person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering

Please provide additional information regarding the group represented by the nominee.

The nominee intends to represent the Texas Oil and Gas Association.

Attach separate pages documenting the nominee's qualifications. Examples of supporting documentation include a resume, biography, summary of experience, list of publications, recognitions and awards, letters of reference, etc.

See attached.

Please submit the completed application, along with any supporting materials, as one package. All applications must be received by **5:00 p.m. CST on September 3, 2013**. Applications submitted after that date will only be considered if there are insufficient qualified individuals in the specific groups. Applications should be submitted to the TCEQ by any of the following methods:

- E-mail: txrelief@tceq.texas.gov

- Mail:

Texas Commission on Environmental Quality
Tax Relief Program, MC-110
PO Box 13087
Austin, TX 78711-3087

- For overnight mail service or couriers, use the following physical address:

Texas Commission on Environmental Quality
Tax Relief Program, MC-110
12100 Park 35 Circle, Building A
Austin, TX 78753

For questions regarding the advisory committee contact Mr. Ron Hatlett of the Tax Relief Program at (512)239-6348 or e-mail to txrelief@tceq.texas.gov

Information regarding the Tax Relief for Pollution Control Property Advisory Committee can be found at the following link:

http://www.tceq.texas.gov/airquality/taxrelief/advisory_group.html

Bob Adair

Résumé for TCEQ Tax Relief for Pollution Control Property Advisory Committee

Phillips 66 Company
P.O. Box 4428, PWC 1330-04
Houston, TX 77210

Office (832) 765-1419
Cell (281) 235-6558
bob.adair@p66.com

Expertise

Property tax planning, abatements, valuation, state rules and regulations, and legislation are primary expertise. Reputation of effective and ethical coordination of property tax research, evaluation, and collaborative action, communicating in a professional manner with state and local government officials, including: governors' staff and appointees; state tax officials; chief appraisers/assessors and their contract appraisal firms; county judges and council members; mayors; and school superintendents and finance/business managers.

Experience

2012-Current Phillips 66 Company Houston, TX
Supervisor, Real Estate & Facilities Services – Property Tax, Real Estate, Right of Way and Claims. Primary responsibilities are:

- Supervise agents and associates with property tax responsibilities.
- Consult with agents and business units in multiple states regarding property tax planning and valuations.
- Participate with business associations in multiple states regarding property tax policy.

2006-2012 ConocoPhillips Company Houston, TX
Senior Consultant, Corporate Real Estate – Property Tax, Real Estate, Right of Way and Claims. Primary responsibilities and accomplishments:

- Property tax valuations, exemptions, and other related matters for Texas and Pennsylvania refineries, cogeneration plant, oil and gas minerals/equipment, corporate office and other properties.
- Oversight of Louisiana property tax legislation, state rules, regulations and policies.
- State and local tax representative on business development projects.
- Leader of Property Tax Refineries Team for all U.S. refineries.

2000-2006 Entergy Corporation The Woodlands, TX
Tax Advisor, State & Local Taxes, Corporate Tax Department. Primary responsibilities and accomplishments:

- Property tax assessed values and exemptions for the largest property taxpayer in Louisiana.
- Secured tax abatement and/or payment-in-lieu-of-tax agreements for merchant power plants in Florida, Illinois, Louisiana, North Carolina, South Carolina, and Texas. Early development tax abatement/incentives work in 21 other states.
- Due diligence and tax forecasts for acquisition and construction projects.

Texas Commission on Environmental Quality

Tax Relief for Pollution Control Property Advisory Committee

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Advisory committee members serve four-year staggered terms and seven of the members' terms expire on December 31, 2013. Nominations are being accepted for the following positions:

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- two appraisal district representatives,
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- one person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering.

Please complete the following information and indicate if you are nominating another individual or yourself. If you are nominating another person, please provide that nominee's information.

The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name:

Mailing Address:

City, State, Zip:

Phone Number:

FAX Number:

E-mail Address:

2. I am nominating myself.

My Name: Charles Allred

Mailing Address: P.O. Box 201838

City, State, Zip: Denver, CO 80220-7838

Phone Number: (303) 717-6176

FAX Number: (303) 325-3845

E-mail Address: cwaiv@comcast.net

Please check the group that the nominee is qualified to represent.

- 1. Industry
- 2. Appraisal District
- 3. Taxing unit
- 4. A person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering

Please provide additional information regarding the group represented by the nominee.

Attach separate pages documenting the nominee's qualifications. Examples of supporting documentation include a resume, biography, summary of experience, list of publications, recognitions and awards, letters of reference, etc.

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PO Box 13087
Austin, TX 78711-3087

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12100 Park 35 Circle, Building A
Austin, TX 78753

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CHARLES ALLRED, ASA-MTS
B.S.E.-MECHANICAL ENGINEERING
SPTC TDLR# 3322

PROFESSIONAL EXPERIENCE

01/04 – Present Independent Contractor Denver, Colorado
Senior Property Tax Consultant, Machinery and Equipment Appraiser

Recent assignments include:

- Identification of pollution control assets for the purpose of filing property tax exemption applications in Alabama, Georgia, and Texas. Exemptions approved for pollution control assets associated with pulp and paper mills, electric power generation, natural gas compression and processing, oilfield equipment manufacturing, bulk storage terminals, drilling rigs, batch chemical manufacturing, iron foundries, asphalt roofing and wallboard manufacturing facilities, and retail fuel and convenience stores,.
- Negotiation of property tax values with various contract appraisal firms employed by different local Appraisal Districts in Texas. Property values negotiated on behalf of a variety of manufacturing and oil & gas clients. Industries include iron foundries, oil & gas production, natural gas processing and gathering, oil transportation pipeline, pharmaceutical, paper products and chemicals, building materials including asphalt roofing and wallboard products, machine tool operations, railcar fabrication, woodworking, and construction.
- Negotiation of property tax values for centrally assessed pipeline system with state agencies including the Mississippi Department of Revenue Exemptions and Public Utilities Bureau and the Alabama Department of Revenue Property Tax Division Public Utility Section.
- Presentation of expert testimony on the subject of minimum depreciation percentages used to calculate residual values of oil and gas property to the Louisiana Tax Commission. Testimony provided on behalf of the Louisiana Independent Oil and Gas Association during summer 2004 and 2005 hearings to determine oil and gas assessment guidelines for the 2005 and 2006 tax years respectively.

11/02 – 12/03 Ryan & Company Dallas, Texas
Valuation Team Leader, Valuation Services Group

- Prepared market value appraisal reports on complex industrial properties primarily for the purpose of property tax valuation appeals in various states including Kentucky, Montana, North Carolina, Oklahoma, and Texas. All appraisal reports compliant with the Uniform Standards of Professional Appraisal Practice. Industries included merchant electric power plants, building materials manufacturing such as cement, fiberglass, architectural glass and asphalt shingles, metal processing plants for lead, copper and molybdenum, lignite mining and automotive tire manufacturing.
- Identified pollution control assets for the purpose of filing property tax exemption applications in various states including Georgia, Indiana, Missouri, North Carolina, South Carolina, Texas and West Virginia.
- Managed appraisal projects including client interface and supervision of staff.

05/00 – 10/02 Ryan & Company Dallas, Texas
Senior Valuation Consultant, Valuation Services Group

- Prepared market value appraisal reports on complex industrial properties primarily for the purpose of property tax valuation appeals.
- Identified pollution control assets for the purpose of filing property tax exemption applications.

08/98 – 04/00 Pritchard & Abbott, Inc. Henderson, Texas
Department Supervisor – Industrial, Personal, and Utility Property

- Prepared market value appraisal reports on complex industrial properties for the purpose of determining property tax assessments in Texas and Louisiana. Industries included petrochemical, steel mills, foundries, natural gas processing, food processing, lumber, paper, oriented strand board, general manufacturing and textile plants.
- Conducted training sessions for employees including asset depreciation, equipment identification and use of appraisal software.
- Prepared job assignments and handled personnel problems.

10/94 – 07/98 Pritchard & Abbott, Inc. Henderson, Texas
Industrial Appraiser

- Prepared market value appraisal reports on complex industrial properties for the purpose of determining property tax assessments.

EDUCATION

May 1994 LeTourneau University Longview, Texas
Bachelor of Science in Engineering – Mechanical Engineering

May 1992 Kilgore College Kilgore, Texas
Associate of Science

- Who's Who in Engineering

ACCREDITATIONS

American Society of Appraisers, Accredited Senior Appraiser (ASA) Machinery and Technical Specialties – Machinery and Equipment

Texas Department of Licensing and Regulation (TDLR), Senior Property Tax Consultant (SPTC)

Board of Tax Professional Examiners (BTPE), Registered Professional Appraiser (RPA) – Inactive Status. License can only be renewed while working for a Texas Appraisal District.

PUBLISHED ARTICLES

“Expert Testimony and the Valuation Professional.” Journal of the Society of Depreciation Professionals 11.1 (2002-2003.): 7-9.

Above article also appeared in the 1st Quarter 2004 Edition of The Appeal, pages 7-10, published by The Texas Association of Property Tax Professionals (TAPTP).

PROFESSIONAL MEMBERSHIPS

American Society of Appraisers (ASA), Senior Member

Institute for Professionals in Taxation (IPT)

Texas Commission on Environmental Quality

Tax Relief for Pollution Control Property Advisory Committee

Advisory Committee Member Application

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The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name:

Mailing Address:

City, State, Zip:

Phone Number:

FAX Number:

E-mail Address:

2. I am nominating myself.

My Name: Roland R. Bieber

Mailing Address: PO Box 21337

City, State, Zip: Beaumont TX 77720

Phone Number: 409-840-9944

FAX Number: 409-840-9732

E-mail Address: rrbieber@jcad.org

Please check the group that the nominee is qualified to represent.

- 1. Industry
- 2. Appraisal District
- 3. Taxing unit
- 4. A person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering

Please provide additional information regarding the group represented by the nominee.

The Jefferson County Appraisal District has a large number of industrial complexes that represent a large percentage of the District's total appraisal roll.

Attach separate pages documenting the nominee's qualifications. Examples of supporting documentation include a resume, biography, summary of experience, list of publications, recognitions and awards, letters of reference, etc.

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12100 Park 35 Circle, Building A
Austin, TX 78753

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http://www.tceq.texas.gov/airquality/taxrelief/advisory_group.html

ROLAND R. BIEBER

EDUCATION:

Bachelor of Administration Degree in Accounting, Lamar University
May, 1983

PROPERTY TAX EXPERIENCE:

Chief Deputy Assessor-Collector, City of Port Arthur, Texas
1974 - 1976

Tax Assessor-Collector, City of Port Arthur, Texas
1976 - 1980

Administrative Coordinator, Jefferson County Appraisal District, Groves, Texas
1981 - 1984

Chief Appraiser, Jefferson County Appraisal District, Beaumont, Texas
1984 - Present

RESPONSIBILITIES:

Responsible for the appraisal and administration of approximately 153,000 property accounts in Jefferson County with an estimated total appraised value of \$32,000,000,000. Oversees an office of 45 employees with a total budget of approximately \$6,000,000.

Responsible for the appraisal of a substantial number of industrial complexes that represent a large percentage of the District's total appraised value. Has 35+ years in matters involving industrial property including pollution control exemptions and abatements.

DESIGNATIONS:

Registered Professional Appraiser (RPA) by the Texas Department of Licensing and Regulation
Registered Texas Assessor-Collector (RTA) by the Texas Department of Licensing and Regulation

PROFESSIONAL MEMBERSHIPS AND SERVICE:

Member, Past President:	Texas Association of Appraisal Districts
Member, Past Chairman:	Metropolitan Council of Appraisal Districts
Member:	International Association of Appraisal Districts
Member:	Texas Commission on Environmental Quality (TCEQ), Advisory Group for the Predetermined Equipment List (PEL), 2007
Member:	Texas Commission on Environmental Quality (TCEQ), Tax Relief for Pollution Control Property Advisory Committee, 2010-2013
Instructor, Past:	Texas Association of Appraisal Districts Chief Appraiser Institute
Committees:	Texas Association of Appraisal Districts: Industry Liaison and Legislative Committees

Recipient of Earl Luna Award, Texas Association of Appraisal Districts, 1992

Texas Commission on Environmental Quality

Tax Relief for Pollution Control Property Advisory Committee

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The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name:

Mailing Address:

City, State, Zip:

Phone Number:

FAX Number:

E-mail Address:

2. I am nominating myself.

My Name: **Robert Castor**

Mailing Address: **6501 West William Cannon Drive, MD: OE26**

City, State, Zip: **Austin, Texas 78735**

Phone Number: **(512) 895-3608**

FAX Number: **(512) 895-3222**

E-mail Address: **robert.castor@freescale.com**

Please check the group that the nominee is qualified to represent.

- 1. Industry
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Please provide additional information regarding the group represented by the nominee.

Freescale is a leader in embedded processing solutions for the automotive, consumer, industrial and networking markets. Freescale is headquartered in Austin, Texas with design, research and development, manufacturing and sales operations in more than 20 countries.

Freescale operates two manufacturing facilities in Austin, Texas that are subject to environmental regulations at the federal, state and local levels. These facilities regularly undergo capital improvements that in some cases qualify for tax exemption under §17.31k of the tax code, and Chapter 17 of the Texas Administrative Code. Freescale has been represented on the Tax Relief for Pollution Control Property Advisory Committee for the past four years.

Attach separate pages documenting the nominee's qualifications. Examples of supporting documentation include a resume, biography, summary of experience, list of publications, recognitions and awards, letters of reference, etc.

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http://www.tceq.texas.gov/airquality/taxrelief/advisory_group.html

Robert Michael Castor, PE

2717 Wilcrest Drive · Austin, TX 78748
(512) 413-9499 · castor.rob@gmail.com

Education

Bachelor of Science

The University of Texas at Austin, College of Engineering, Austin, TX, August 2007
Chemical Engineering

Employment

Environmental Engineer

Freescale Semiconductor, Environment, Health and Safety group, Austin, TX, May 2006 – Present
Manage federal, state, and local environmental operating permits, oversee resource conservation projects, and conduct routine safety and environmental audits. Design, develop and support solutions for EHS data management, reporting, and trending.

Research Assistant

The University of Texas at Austin, Austin, TX, August 2005 – May 2006
Collaborated as part of Dr. Venkat Ganesan's research team to evaluate nanoparticle interactions in polymer matrices using three-dimensional Fourier Transforms coded in FORTRAN.

Professional Certifications

Licensed Professional Engineer, Texas Board of Professional Engineers

Chemical-Terrorism Vulnerability Information Clearance, U.S. Department of Homeland Security

EPA Test Method 9 Certification, Eastern Technical Associates

Hazardous Material Response Incident Command, OSHA HAZWOPR

Advisory Panels and Professional Memberships

Tax Relief Program Advisory Committee

Texas Commission on Environmental Quality, 2010 – Present
Advising on development of rules on tax exemptions for pollution control property in Texas.

Technical Advisory Committee

Clean Air Force of Central Texas, 2007 – Present
Prioritizing strategies for the Clean Air Force board on ozone precursor emissions reduction.

Semiconductor Environment, Safety, and Health Association, 2006 – Present

National Organization of Gay and Lesbian Scientists and Technical Professionals, 2008 – Present

Awards and Honors

Texas Environmental Excellence Awards

Texas Commission on Environmental Quality, April 2012
Volatile Organic Carbon abatement system improvements; Technical/Technology Finalist

New Faces in Engineering

National Engineers Week Foundation, February 2009
Recognized for achievements in the field of environmental engineering.

Software and Computer Languages

**Microsoft Visual Basic for Applications, Microsoft Office Suite, and Microsoft Visio
FORTRAN/HTML/SQL**



TEXAS CHEMICAL COUNCIL

1402 Nueces Street • Austin, Texas 78701-1586 • (512) 646-6400 • Fax (512) 646-6420

September 3, 2013

Texas Commission on Environmental Quality
Tax Relief Program, MC-110
PO Box 13087
Austin, Texas 78711-3087

Dear Mr. Hatlett:

On behalf of the Texas Chemical Council, I would like to nominate **Michael Ford** of DuPont to serve on the **TCEQ Tax Relief for Pollution Control Property Advisory Committee** representing the Chemical Industry.

Nominee's Name:	Michael Ford, CMI - Property Tax Consultant
Company Name:	DuPont
Mailing Address:	140 Cypress Station Drive, Suite 135
City, State, Zip:	Houston, Texas 77090
Phone Number:	281.586.6707
FAX Number:	281.586.2504
Cell Number:	713.206.2757
E-mail Address:	michael.ford@dupont.com

Mike has been a Property Tax Consultant with E.I. DuPont De Nemours in the Property Tax & Incentive group since 2002. His primary responsibilities include plant analysis, property tax and incentive compliance, assessment reviews, value and incentive negotiations, hearings, tax bill review, property tax estimates, property tax audits, and tax planning. Prior to DuPont Mike worked for two of accounting firms in Houston, Texas, most recently for KPMG as a Senior Manager in the state and local tax group and as the Houston Office Property Tax Practice Leader. Prior to his accounting firm experience, Mike worked at the Harris County Appraisal District in Houston, Texas in the complex industrial group.

The Texas Chemical Council is a state trade association representing over 70 chemical manufacturers who own and operate more than 200 chemical manufacturing facilities across Texas. Our members have over \$60 billion in physical assets invested in Texas and pay more than \$1 billion in state and local taxes annually. The Texas chemical industry represents the State's number one non-energy export with over \$35 billion in Texas manufactured chemical products exported around the world.

We appreciate your consideration of Mr. Ford to serve on the TCEQ Tax Relief for Pollution Control Property Advisory Committee. If you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,

Hector L. Rivero
President & CEO

Michael Ford, CMI

12511 Ember Village Ln., Tomball, TX 77377 Telephone: Hm (832) 559-7770 Cell (713) 206-2757

OBJECTIVE

Obtain a position on the TCEQ Tax Relief for Pollution Control Property Advisory Committee.

EXPERIENCE

E.I. DuPont De Nemours

Property Tax Consultant, November 2002 – Present

Responsibilities:

- Responsible for all of the DuPont and related companies in Texas, Louisiana, Mississippi, Alabama, Oklahoma, Missouri, Kansas, Iowa, Michigan, North Carolina, South Carolina, Georgia, Florida, Indiana, Illinois, Kansas, and Idaho.
- Manage the property tax cycle for the referenced states from plant analysis, compliance, assessment review, value negotiation, tax bill review, property tax estimates, property tax audits, and property tax planning.
- Perform pollution control reviews and filed the necessary documentation in order to receive positive use determinations in those states that allow for the property tax exemption.
- Managed the property tax piece of the Gulf Coast Region DuPont SOX compliance review.
- Managed a ghost assets review for the Gulf Coast Region.
- Participated in and managed the legislative issues for the Gulf Coast Region.
- Negotiated Industrial District Contracts for various facilities in Texas.

Accomplishments:

- Achieved \$1.5 million in tax savings from a ghost asset project.
- Managed over \$2.7 billion in assessed value.
- Obtained over \$10 million in property tax savings.
- Certified as Six Sigma greenbelt in 2004
- Obtained my CMI designation from the Institute for Professionals in Taxation.

KPMG LLP

Senior Manager, Houston Office Property Tax Leader, January 1999 – November 2002

Responsibilities:

- Co-manager of the southwest property tax practice.
- Manager of the Houston office property tax practice.
- Manager of the Houston office complex industrial property tax practice. This has included: performance reviews, billings, accounts receivable, annual and monthly financial reporting, and forecasting.
- Analyzing, calculating, and documenting valuation issues for our complex industrial property tax clients. Some of those clients were Bayer, Rohm and Haas, Eisai USA, Lubrizol, Linde Gas, Albemarle, El Dorado Nitrogen, Ineos Acrylics, ISP Technologies, Kaneka, Petro United, GATX, Chusei, Louisiana Pacific, and others.
- Preparing, presenting, and negotiating valuation issues with the appropriate authorities such as Hugh L. Landrum & Associates, Capitol Appraisal Group, Pritchard & Abbott, T.Y. Pickett, and various appraisal districts.
- Performed pollution control reviews and filed the necessary documentation in order to receive positive use determinations for Tier I, II, and III applications in Texas.
- Managed and facilitated the abatement process for various clients. This included working with and coordinating the efforts of the property owner, appraisal district, taxing jurisdiction, and economic development group.
- Responsible for marketing new property tax services to new and existing clients.

Accomplishments:

- Negotiated an annual reduction in value of over \$500 million for a single property.
- Managed clients with assessed values in excess of \$1.5 billion.
- Obtained over \$50 million of annual pollution control exemptions for various clients.
- Co-teacher of a KPMG national property tax class.

ARTHUR ANDERSEN LLP

Senior Property Tax consultant, March 1996 – January 1999

Responsibilities:

- Analyzing, calculating, and documenting valuation issues for such industries as: manufacturing, chemical, oil field services, refining, and transportation.
- Preparing and successfully performing informal and formal property tax hearings in multiple states including: Texas, Louisiana, Oklahoma, Florida, Tennessee, North Carolina, Alaska, California, and Nebraska.
- Property tax due diligence on acquisitions and roll-up projects.
- Responsible for all multistate property tax compliance functions.

Accomplishments:

- Negotiated a \$1.43 million reduction in value for a single manufacturing facility.
- Managed an estimated 1,000 property tax returns in multiple states.
- Assisted with the development and implementation of property tax compliance software.

HARRIS COUNTY APPRAISAL DISTRICT

Appraiser III, April 1991 – March 1996

Responsibilities:

- Worked the entire appraisal cycle from discovery to appraisal to hearings.
- Appraised business/commercial aircraft, billboards, stored products, tank farms, and general business accounts.
- Conducted formal and informal hearings.
- Supervised the Correction Department of the Personal Property Department.

Accomplishments:

- Obtained the designation Registered Professional Appraiser
- Named "Trail Blazer" employee of the year.

PREVIOUS EMPLOYMENT

Management positions with the following employers, 1985 – 1991:

STANDARD PARKING CORPORATION – Senior Manager (property management)
 TEXAS MEDICAL CENTER – Supervisor Parking Operations (property management)
 CENTRAL PARKING SYSTEM – Facility Manager (property management)
 NORWEST FINANCIAL COMPANY – Credit Manager (consumer lending)

EDUCATION

STEPHEN F. AUSTIN STATE UNIVERSITY

Bachelor of Business Administration, Major – Finance, Minor – Economics, 1980 – 1984

Member of Sigma Tau Gamma

MEMBERSHIPS & LICENSES

*CMI, Institute for Professionals in Taxation
 Texas Taxpayers and Research Association
 Manufacture Alabama*

Texas Commission on Environmental Quality

Tax Relief for Pollution Control Property Advisory Committee

Advisory Committee Member Application

The Tax Relief for Pollution Control Property Advisory Committee was established by the Texas Legislature to provide recommendations to the TCEQ on matters relating to use determinations for pollution-control property/equipment and the implementation of Texas Tax Code, §11.31. The advisory committee is made up of 13 members selected to represent industry, appraisal and school districts, taxing units, environmental groups, and members who are not representatives of any of those groups but have substantial technical expertise in pollution control technology and environmental engineering.

Advisory committee members serve four-year staggered terms and seven of the members' terms expire on December 31, 2013. Nominations are being accepted for the following positions:

- three industry representatives,
- two appraisal district representatives,
- one taxing unit representative, and
- one person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering.

Please complete the following information and indicate if you are nominating another individual or yourself. If you are nominating another person, please provide that nominee's information.

The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name:

Mailing Address:

City, State, Zip:

Phone Number:

FAX Number:

E-mail Address:

2. I am nominating myself.

My Name: Charles Wayne Frazell

Mailing Address: 4900 Overton Commons Court

City, State, Zip: Fort Worth, Texas 76132

Phone Number: 817-370-3216

FAX Number: 817-927-5314

E-mail Address: wfrazell@pandai.com

Please check the group that the nominee is qualified to represent.

- 1. Industry
- 2. Appraisal District
- 3. Taxing unit
- 4. A person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering

Please provide additional information regarding the group represented by the nominee.

Attach separate pages documenting the nominee's qualifications. Examples of supporting documentation include a resume, biography, summary of experience, list of publications, recognitions and awards, letters of reference, etc.

Please submit the completed application, along with any supporting materials, as one package. All applications must be received by **5:00 p.m. CST on September 3, 2013**. Applications submitted after that date will only be considered if there are insufficient qualified individuals in the specific groups. Applications should be submitted to the TCEQ by any of the following methods:

- E-mail: txrelief@tceq.texas.gov
- Mail:
 - Texas Commission on Environmental Quality
 - Tax Relief Program, MC-110
 - PO Box 13087
 - Austin, TX 78711-3087
- For overnight mail service or couriers, use the following physical address:
 - Texas Commission on Environmental Quality
 - Tax Relief Program, MC-110
 - 12100 Park 35 Circle, Building A
 - Austin, TX 78753

For questions regarding the advisory committee contact Mr. Ron Hatlett of the Tax Relief Program at (512)239-6348 or e-mail to txrelief@tceq.texas.gov

Information regarding the Tax Relief for Pollution Control Property Advisory Committee can be found at the following link:

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The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name:

Mailing Address:

City, State, Zip:

Phone Number:

FAX Number:

E-mail Address:

2. I am nominating myself.

My Name: *Bennett Sandlin*

Mailing Address: *1821 Rutherford Ln. Ste. 400*

City, State, Zip: *Austin, TX 78754*

Phone Number: *512-231-7400*

FAX Number: *512-231-7490*

E-mail Address: *bennett@tml.org*

Please check the group that the nominee is qualified to represent.

- 1. Industry
- 2. Appraisal District
- 3. Taxing unit
- 4. A person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering

Please provide additional information regarding the group represented by the nominee.

I am executive director of Texas Municipal League (TML). TML represents its 1,130 member cities in front of the Legislature and regulatory agencies.

Attach separate pages documenting the nominee's qualifications. Examples of supporting documentation include a resume, biography, summary of experience, list of publications, recognitions and awards, letters of reference, etc.

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Austin, TX 78753

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Bio

Since October 1 of 2010, Bennett Sandlin is Executive Director of the Texas Municipal League. Prior to that, he was General Counsel of the League, where he helped cities primarily in the fields of tax, economic development, budget, and finance issues, including the municipal hotel occupancy tax and the economic development sales tax. Bennett authored the Revenue Manual for Texas Cities, and was an instructor in Public Funds Investment Training. Bennett is a member of the TCEQ Prop 2 Advisory Committee. Bennett is a 1993 graduate of the University of Texas School of Law and has previously worked at the Municipal Affairs Division of the Texas Attorney General's Office.

Publications: Author, Revenue Manual for Texas Cities.

Other Nominations

Texas Commission on Environmental Quality

Tax Relief for Pollution Control Property Advisory Committee

Advisory Committee Member Application

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The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name:

Mailing Address:

City, State, Zip:

Phone Number:

FAX Number:

E-mail Address:

2. I am nominating myself.

My Name:

KARL BARTHOLOMEW

Mailing Address:

3355 WEST ALABAMA, SUITE 700

City, State, Zip:

HOUSTON, TX 77098

Phone Number:

713 525 2605

FAX Number:

713 525 2659

E-mail Address:

Karl.bartholomew@icis.com

Please check the group that the nominee is qualified to represent.

1. Industry

2. Appraisal District

3. Taxing unit

4. A person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering

Please provide additional information regarding the group represented by the nominee.

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Resume of Karl D. Bartholomew
Vice President, Americas
ICIS Consulting

Career Profile

Karl Bartholomew was appointed Vice President Americas consulting for ICIS in December 2012. Mr. Bartholomew joins ICIS from a long career history with KBC Advanced Technologies, Pace Consultants/Jacobs Consultancy and Exxon refining. He has a wealth of expertise in the refining and petrochemical industries in market analysis, project finance, project feasibility, acquisition and valuation. He also has unique expertise in the bottom of the barrel, particularly petroleum coke, overseeing the carbon group from 1997-2008.

Mr. Bartholomew serves as ICIS's representative to American Fuel & Petrochemical Manufacturers (AFPM) Board of Directors, as well as the AFPM Fuels Committee and Associates Steering Committee. He is a registered Professional Engineer in the state of Texas and an Accredited Senior Appraiser with the American Society of Appraisers and a Member of the Royal Institute of Chartered Surveyors.

1979-1981

Exxon Baytown Refinery – Environmental contact engineering (for air emissions); process control engineer for hydrofining & solvents

1981-2008

Pace Consultants has been part of Jacobs Engineering since their merger in 1974. The consulting practice was kept as a separate entity until 2001, when it was merged with other Jacobs's activities to form Jacobs Consultancy.

Pace Consultants

Consultant - 1981-1986

Project Manager - 1986-1993

Group Manager 1994-1996

Vice President of Petroleum Coke / Residual Upgrading - 1996-2000

President 2000-2002

Jacobs Consultancy

Managing Director, Refining Chemicals & Petrochemicals practice (RCP) – 2002-2004

Director, Valuation, Market Services, Jacobs Consultancy – 2004-2008

2009-2012

KBC Advanced Technologies, Inc. - Principal Consultant and Regional Practice Coordinator, Strategic Consulting (Americas)

2012-current

Vice President, Americas, for ICIS Consulting

JUNE 28, 2013

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PROFESSIONAL RESUME – KARL D. BARTHOLOMEW, PE, ASA, MRICS

Suite 700, 3355 West Alabama
Houston, Texas, TX77098

T: +1 713-525-2600
F: +1 713-525-2659

Mr. Bartholomew has been the project manager of numerous in-depth refinery projects and has an extensive knowledge of all aspects of refining, with particular emphasis on the bottom of the barrel. He has managed numerous crude oil and refined products studies, including the subscription study *Managing Residual Fuel Profitability*, and has completed worldwide refining studies on behalf of the American Petroleum Institute and the National Petroleum Council, and served on behalf of Jacobs Engineering, KBC Advanced Technologies, and ICIS as their corporate representative to the AFPM (formerly NPRA) Board of Directors.

Mr. Bartholomew also has extensive experience in the fields of computer simulation development, economic analysis, facility assessment, process design, and environmental analysis. He served as Manager of Design for implementation of Pace's reformulated gasoline compliance tracking and reporting software, PACE-CTR™, as well as its proprietary electronic service, Olefins Database.

Specific projects Mr. Bartholomew has performed during his career include:

Facility Assessments

- Led global refinery-petrochemical integration study, determining best practices implemented world-wide
- Conducted merger analysis of two international firms – one with refining operation; the other with petrochemical facilities. Determined benefits of merger due to refinery-petrochemical integration, global LP planning systems
- Provided project lender support and due diligence reviews in support of acquisition of refining, petrochemical, chemical, terminals, and specialty product facilities.
- Provided a due diligence assessment of a gas gathering/processing company on behalf of a major public utility
- Performed extensive economic analysis to determine the feasibility of constructing a world scale grass roots ethylene facility on the Gulf Coast
- Completed a due diligence assessment for a major U.S. financial firm of a major chemical company's two facilities.
- Conducted due diligence assessment for a bank group of major acquisition of seven petrochemical facilities by a new company
- Conducted a number of facility assessments for investors considering purchase of processing plants. The audits involved analysis of environmental systems and compliance as well as condition of existing process equipment.
- Completed a due diligence assessment of a major chemical company's two chlor-alkali facilities on behalf of a major U.S. financial institution.
- Conducted assessment of impact of major clean fuels investment in tax value of Gulf Coast refinery, validating economic obsolescence analysis to minimize project's impact on tax roll
- Conducted refinery, petrochemical, and specialty chemical plant valuations for property tax assessments resulting in tax value reductions for the facilities

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- Led and conducted technical due diligence of major integrated refinery-fertilizer complex acquisition.
- Conducted and led property damage cost assessments of a U.S. Gulf Coast refinery and multiple gas processing facilities after hurricanes Katrina and Rita.
- Led and conducted several refinery acquisition projects on behalf of an international E&P firm, resulting in the purchase of a major refinery.
- Conducted valuation of refurbished refinery facility destined for export.
- Led valuation project for relocation and refurbishment of idled refineries from U.S. and overseas locations to U.S. Gulf Coast
- Provided valuation appraisal for insurance support of refinery units to be relocated
- Led acquisition / due diligence team for U.S. Gulf Coast terminal acquisition
- Conducted benefits analyses for multi-billion dollar North American merger of oil companies
- Led synergy analyses for multi-billion dollar Asian refining & petrochemical merger

Refinery Simulation and Analysis

- Team leader for two-year project on behalf of the National Petroleum Council analyzing the ability of domestic and international refiners to react to changes required under the 1990 Clean Air Act amendments. Tasks included construction of supply/cost curves for major refined products using LP models (GRTMPS) from 12 worldwide refining supply and demand centers.
- Project manager for American Petroleum Institute-sponsored study. Estimated the cost of meeting CAA-mandated reformulated gasoline under various scenarios; responsible for development of composite models of the U.S. refining industry by geographical PAD district, which were used in simulations to determine the cost of meeting the specifications
- Project manager for year-long refinery simulation project on behalf of Pertamina. Tasks include detailed modeling of 5 Pertamina refineries with GRTMPS LP software to assist in corporate long-range planning and strategic assessment
- Performed LP analysis of green petroleum coke costs, calcining costs, and potential end markets for proposed calciner construction in the Middle East
- Modeled the refining supply, processing, and logistics network of a Pacific Rim country on behalf of a client assessing the economic advantages/ disadvantages associated with constructing a grass roots refinery in the region.
- Peer reviewer of EPA MSAT-II regulations.
- Provided cold eyes review of a major oil industry merger, looking at potential integration synergies within the parties' LP models.

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Litigation Support

- Provided expert witness testimony before the Federal Energy Regulatory Commission concerning crude oil value, petroleum coke value, logistics and facility cost estimates
- Litigation support for patent verification, including analysis of infringement and determination of uniqueness of patent
- Litigation assistance in refinery tax valuation disputes. Tasks included financial modeling, analysis of future environmental capital expenditures needed, and preparation of written report for submittal to the court.
- Project team member supporting legal firm involved in contract litigation and damage claims between a California refiner and utility.
- Provided consulting support to firm involved in dispute over crude oil quality entering/exiting pipeline and past industry pricing practices.
- Assisted in evaluation required for major lawsuit of oil industry merger/acquisition practices
- Provided expert witness support for ethylene facility litigation, including analysis of planning tools and results
- Court expert for arbitration concerning petroleum coke contract
- Support for IRS tax valuation dispute for major petrochemical client that obtained a favorable settlement for client

Process Design/Economic Analysis

- Served as consultant to bank consortium for technology evaluation, economic analysis, design review, and project monitoring of a Gulf Coast titanium dioxide manufacturing facility
- Reviewed and assessed viability of a client's innovative crude oil cracking process. Work involved extensive analysis of the new technology and a detailed economic assessment.
- Conducted numerous linear program analyses of domestic refineries, examining the economics and process modifications required for refinery optimization, modifications, and expansions
- Evaluated potential partners for a foreign consortium examining entry into the U.S. refining industry
- Evaluated refining-petrochemical integration opportunities for new technology in olefins operations under different feedstock and front-end configuration strategies
- Conducted market assessments of competitive clean fuels technology for domestic and global opportunities

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- Evaluated restart economics of idled U.S. Gulf Coast topping facilities.
- Led project development of U.S. Gulf Coast biodiesel project using 2nd generation technology
- Led feasibility study for Latin American LNG import facility, determining whether demand would support onshore or floating operations

Education

1979 B.S. Chemical Engineering - University of South Carolina
1990 M.B.A. - Houston Baptist University

Publications / Presentations

ICIS U.S. Aromatics & Derivatives Conference, *What's Next for Benzene Production – A Look at Tomorrow's Refining Reality*, June 19, 2013, Houston Texas

ICIS Webinar series, Outlook for Refining, April 30, 2013

Outlook for US Refining 2013, Texas Oil & Gas Association, 2013 Property Tax Representatives Annual Conference, March 6-7, 2013, Austin, Texas

Changes in Global Refining and the Impact on Anode Quality Petroleum Coke, March 4, 2013, "2013 Aluminum Keynote: Impurities in the Aluminum Supply Chain: 2013 Aluminum Keynote Session" TMS Conference March 3-7, 2013, San Antonio, Texas

Changes in Global Refining and the Impact on Anode Quality Petroleum Coke, Light Metals Age 2013, The Minerals, Metals, & Materials Society, March 2013, John Wiley & Sons, Inc.

KBC webinar *Insights on Energy: Regional Pivot Points in Global Refining*, May 22, 2012

Regional Pivot Points in Global Refining, AM-12-01, American Fuels and Petrochemical Manufacturers, Annual Refining meeting March 2012

Strategic Options for Lower Sulfur Marine Fuel, AM-11-28, National Petrochemicals & Refiners Association Annual Refining meeting, March 2011

Keynote speech - *Chemicals and Refining: Industry Issues and Outlook*, Thomson Reuters Petrochemical Industry Meeting, January 2011

"Outlook for Refining and Petrochemicals", *Petroleum Technology Quarterly*: 2003, 2004, 2005, 2006, 2007, 2008 and 2009

2007 Global Chinese Petroleum and Petrochemical Technical Symposium – "Outlook for Refining Businesses in North America", November 2007

"Cost Estimating Post Hurricanes: A Review of the Challenges," 40th Annual Houston Marine Insurance Seminar, September 2006

"Petcoke and the Dry Cargo Markets", *Dry Cargo International*, August 2005.

"What Low Sulfur Gasoline Means for Normal Butane", Gas Processors Association, October 2003.

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"CPC Supply & Demand in the TiO₂ Industry", 7th GLC Carbon Conference, September 2003.
"Refinery Outlook," Engelhard FCC Symposium, August 2003.
"Refinery Economic Trends," (San Diego, California) February 2003.
"Refinery Economic Trends," Pace Petroleum Coke Quarterly Conference (Seattle, Washington), February 2002.
"Overview of Refining and Petrochemicals", *Petroleum Technology Quarterly* (editorial: Winter 200 1/ 2002)
"Anode Green Coke Availability", Carbon Symposium XVII – Maximizing Quality Carbon Output, May 1999.
"World Petroleum Coke Outlook", Exxon 1999 International Petroleum Coke Conference, March 1999.
"Avoiding Penalties of Noncompliance with Correct Record Keeping and Reporting," API Petro- Safe '95 Conference, January 1995.
"Avoiding the Penalties of Noncompliance," AIC Reformulated Gasoline Conference, October 1994.
"A Recipe for Modeling Pertamina's Refineries," MUG-27 Conference, August 1993.
"U.S. Petroleum Refining – Meeting Requirements for Cleaner Fuels and Refineries – Volume IV, Part 1 – Supply & Demand", National Petroleum Council, August 1993
"Advanced Unit Recursion with GRTMPS," MUG-26 Conference, July 1992.
Oil & Gas Journal (October 30, 1989): "LP Accuracy is Improved by Incorporating FCC Simulation Data."
Oil & Gas Journal (March 18, 1985): "Refiners Mull No-Lead Option".

Professional Affiliations/Licenses

Accredited Senior Appraiser, American Society of Appraisers (Member # 72503)
Registered Professional Engineer, Texas (License # 56242)
Member, Royal Institute of Chartered Surveyors (Member # 1269662)
EPA-certified Baseline Auditor: Primary Analyst
AFPM – Board of Directors
American Institute of Chemical Engineers
Texas Society of Professional Engineers
Phi Beta Kappa, Tau Beta Pi
Sam Houston Chapter, Texas Society of Professional Engineers: Young Engineer of the Year (1991), Vice President (1992/1993), President (1994/1995)
Who's Who in Engineering, Sciences, World (2001-2009)

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Please complete the following information and indicate if you are nominating another individual or yourself. If you are nominating another person, please provide that nominee's information.

The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name: Karl D. Bartholomew
Mailing Address: 3355 West Alabama, Suite 700
City, State, Zip: Houston, TX 77098
Phone Number: 713.525.2605
FAX Number:
E-mail Address: karl.bartholomew@icis.com

2. I am nominating myself.

My Name:
Mailing Address:
City, State, Zip:
Phone Number:
FAX Number:
E-mail Address:

Please check the group that the nominee is qualified to represent.

- 1. Industry
- 2. Appraisal District
- 3. Taxing unit
- 4. A person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering

Please provide additional information regarding the group represented by the nominee.

PLEASE SEE ATTACHED LETTER OF RECOMMENDATION

Attach separate pages documenting the nominee's qualifications. Examples of supporting documentation include a resume, biography, summary of experience, list of publications, recognitions and awards, letters of reference, etc.

Please submit the completed application, along with any supporting materials, as one package. All applications must be received by **5:00 p.m. CST on September 3, 2013**. Applications submitted after that date will only be considered if there are insufficient qualified individuals in the specific groups. Applications should be submitted to the TCEQ by any of the following methods:

- E-mail: txrelief@tceq.texas.gov
- Mail:
 - Texas Commission on Environmental Quality
 - Tax Relief Program, MC-110
 - PO Box 13087
 - Austin, TX 78711-3087
- For overnight mail service or couriers, use the following physical address:
 - Texas Commission on Environmental Quality
 - Tax Relief Program, MC-110
 - 12100 Park 35 Circle, Building A
 - Austin, TX 78753

For questions regarding the advisory committee contact Mr. Ron Hatlett of the Tax Relief Program at (512)239-6348 or e-mail to txrelief@tceq.texas.gov

Information regarding the Tax Relief for Pollution Control Property Advisory Committee can be found at the following link:

http://www.tceq.texas.gov/airquality/taxrelief/advisory_group.html



Shell Oil Company
Tax Department – Property
P.O. Box 4369
Houston, TX 77210-4369

September 2, 2013

Texas Commission on Environmental Quality
Tax Relief Program, MC-110
P. O. Box 13087
Austin, TX 78711-3087

Re: Karl Bartholomew
Recommendation for Advisory Committee

Dear Commissioners:

Please accept this letter as an official recommendation of Karl Bartholomew for a position on the Tax Relief for Pollution Control Property Advisory Committee. I am certain that he would serve the commission well considering his 30 years as a chemical engineer with technical knowledge and extensive experience in the fields of economic analysis, manufacturing facility assessment, process design, and process analysis.

I have known Karl for over 8 years in his capacity as a certified appraiser with the American Society of Appraisers. Karl provided independent appraisals of Shell assets that were proven beneficial for Shell and others who relied upon those appraisals to make reasonable business decisions. He has excellent communication skills, is extremely organized, flexible and willing to work on any project that is assigned to him.

Karl would be a tremendous asset as a member of the committee and has my highest recommendation. If you have any further questions with regard to his background or qualifications, please do not hesitate to call me.

Sincerely,

A handwritten signature in black ink that reads "Joe Baker".

Joe Baker
Sr. Property Tax Representative
Shell Oil Company
(713) 241-3039

Ronald Hatlett

From: Fowler, William M <bill.m.fowler@exxonmobil.com>
Sent: Saturday, August 31, 2013 8:40 AM
To: TXRELIEF
Subject: RE: Karl Bartholomew

Please accept this as a personal endorsement Karl Bartholomew's nomination to serve on TCEQ's Tax Relief for Pollution Control Property Advisory Committee.

I have known Karl for a number of years on a professional basis and have always been impressed with his in-depth knowledge of the processing side of the oil and gas industry.

In addition to working one-on-one with Karl, I have had the privilege of hearing him speak at industry conferences on matters relating to refining, chemical and natural gas processing. I have always found Karl to be an extremely articulate and knowledgeable source of information on these matters. Likewise, I feel Karl has the unique ability to take complex issues and processes and relate those concepts in an understandable manner to any audience—irrespective of the level of audience technical proficiency.

Karl has experience working environmental and regulatory issues on both a formal basis (participation on the Fuels Committee of the American Fuels and Petrochemicals Manufacturers) as well as informally in his ongoing assignments with a variety of industry clients.

In addition, Karl has extensive valuation expertise of oil and gas related manufacturing facilities. His experience is wide-based, both in the field of ad valorem taxation and on numerous non-tax related valuation assignments.

Finally, I feel Karl consistently demonstrates an integrity in his business dealings that will bring a spirit of independence and objectivity to your Committee.

In conclusion, I highly recommend Karl for this position.

Should you have any additional questions, please do not hesitate to contact me.

Thanks,

Bill

William M. Fowler
Western Region Manager
ExxonMobil Property Tax Division
P.O. Box 53
Houston TX 77001
713-431-2747 (Office)
832-654-6144 (Cell)
713-431-2691

Texas Commission on Environmental Quality

Tax Relief for Pollution Control Property Advisory Committee

Advisory Committee Member Application

The Tax Relief for Pollution Control Property Advisory Committee was established by the Texas Legislature to provide recommendations to the TCEQ on matters relating to use determinations for pollution-control property/equipment and the implementation of Texas Tax Code, §11.31. The advisory committee is made up of 13 members selected to represent industry, appraisal and school districts, taxing units, environmental groups, and members who are not representatives of any of those groups but have substantial technical expertise in pollution control technology and environmental engineering.

Advisory committee members serve four-year staggered terms and seven of the members' terms expire on December 31, 2013. Nominations are being accepted for the following positions:

- three industry representatives,
- two appraisal district representatives,
- one taxing unit representative, and
- one person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering.

Please complete the following information and indicate if you are nominating another individual or yourself. If you are nominating another person, please provide that nominee's information.

The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name:

Mailing Address:

City, State, Zip:

Phone Number:

FAX Number:

E-mail Address:

2. I am nominating myself.

My Name:

Mailing Address:

City, State, Zip:

Phone Number:

FAX Number:

E-mail Address:

Jose Luis Caso

10213 N. 10TH STREET

McAllen, Texas 78504

(956) 383 - 4300

(956) 383 - 4304

jcaso@guerraleads.com

Please check the group that the nominee is qualified to represent.

- 1. Industry
- 2. Appraisal District
- 3. Taxing unit
- 4. A person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering

Please provide additional information regarding the group represented by the nominee.

See attached.

Attach separate pages documenting the nominee's qualifications. Examples of supporting documentation include a resume, biography, summary of experience, list of publications, recognitions and awards, letters of reference, etc.

See attached resume and bio.

Please submit the completed application, along with any supporting materials, as one package. All applications must be received by **5:00 p.m. CST on September 3, 2013**. Applications submitted after that date will only be considered if there are insufficient qualified individuals in the specific groups. Applications should be submitted to the TCEQ by any of the following methods:

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José Luis Caso

Associate, Guerra, Leeds, Sabo & Hernandez, PLLC, 10213 N. 10th Street, McAllen, Texas 78504
jcaso@wglawfirm.com

EDUCATION

The University of Texas School of Law - Austin, TX
Juris Doctor (May 2008)

Universidad del País Vasco - San Sebastián, Spain
Courses in Law of the European Union, International Criminal Law, and Canon Law (Fall 2007)

Rice University - Houston, TX
Bachelor of Arts in Political Science and Philosophy (May 2005)

EXPERIENCE

Guerra, Leeds, Sabo & Hernandez, PLLC - McAllen, TX

Associate

June 2012 – Present

Represent municipalities and private parties in civil litigation. Deal with issues related to personal injuries, governmental liability, municipal liability, and corporate liability. Deal with administrative matters before TABC, OIG, and TCEQ.

Texas Commission on Environmental Quality - Austin, TX

Staff Attorney

December 2008 – May 2012

Attorney in the waste section and water utilities section. Dealt in-depth with issues related to the regulation, enforcement, and permitting of CCNs, water supply, water sewage, water quality, composting, grease trap wastes, grit trap wastes, tire disposals, radioactive wastes, industrial wastes, and municipal solid wastes. As an attorney for the Tax Relief for Pollution Control program, represented the ED on contested issues regarding the granting and denying of *ad valorem* tax exemptions for pollution control property.

Immigration Clinic, The University of Texas School of Law - Austin, TX

Student Attorney

January 2006 – June 2007

Successfully represented a Spanish-speaking client in obtaining a U Visa. Prepared and submitted naturalization paperwork for seven clients and successfully obtained legal residence for them all.

The Honorable Linda Yañez, Thirteenth Court of Appeals - Edinburg, TX

Law Intern

July 2006 – August 2006

Assisted judge by drafting three opinions on the following issues: breach of contract, abuse of defense-attorney discretion, and summary judgment; all opinions drafted were published in Westlaw. Reviewed case docket with judge and senior attorneys.

Herring & Irwin, L.L.P. - Austin, TX

Legal Clerk

January 2006 – June 2006

Researched issues dealing with civil litigation and served as translator for a Spanish-speaking client on a case regarding issues of conversion and breach of contract. Assisted attorney in preparing CLE content concerning death penalty sanctions and in updating Thomson West's *Handbook on Texas Discovery Practice*.

ACTIVITIES

Mentor, Big Brothers of Central Texas

November 2009 – Current

Intramural Athletics, Activities include Soccer, Basketball, and Volleyball

Hidalgo County Bar Association

LANGUAGES

Fluent, native speaker of Spanish

Bio of Jose Luis Caso

Jose was born in McAllen, Texas and was raised mostly in the Rio Grande Valley, although he lived in Reynosa, Mexico for seven years. He graduated from Rice University with a B.A. degree in Philosophy and Political Science in 2005, and The University of Texas School of Law with a J.D. degree in 2008. While in law school, Jose interned at the 13th Court of Appeals, studied European Law in San Sebastian, Spain, and participated in the University of Texas School of Law's Immigration Clinic. After law school, Jose joined the Texas Commission on Environmental Quality ("TCEQ") as a staff attorney. At TCEQ, he dealt in-depth with issues related to the regulation, enforcement, and permitting of CCNs, water supply corporations, water quality, sewage, composting, grease trap wastes, grit trap wastes, tire disposals, radioactive wastes, industrial wastes, municipal solid wastes, and Prop. 2 tax abatements. He represented the agency in contested cases before the State Office of Administrative Hearings, rule development projects, and environmental litigation matters. After spending approximately four years with the TCEQ, Jose joined Guerra, Leeds, Sabo & Hernandez, P.L.L.C. His practice deals with all aspects of civil defense litigation. In addition, he advises clients with regard to statutory compliance and administrative matters. He also assists clients secure permits, conduct audits, and participate in the development of state policies. He is licensed to practice law in all Texas courts and is also licensed in the Southern District of Texas. Jose is very active in the community, volunteering with Big Brothers of Central Texas as a mentor and participating in pro-bono events sponsored by the Hidalgo County Bar Association and the Hidalgo County Young Lawyers Association. Jose is fluent in Spanish.

Additional Information Regarding the Group Represented by the Nominee

While employed at the Texas Commission on Environmental Quality ("TCEQ"), I dealt in-depth with issues related to the Tax Relief for Pollution Control Property program. I assisted technical staff in reviewing use determination applications regarding a plethora of pollution control equipment. In addition, I worked in-depth with fellow staff attorneys and technical staff in four major projects. The first was the preliminary determination of Prop. 2 eligibility for pollution control equipment that would be installed at the two proposed nuclear power plants in Matagorda County, NRG's South Texas Project. Together with Mr. Ron Hatlett and other staff, we prepared a comprehensive list of parameters for eligibility of equipment. Although the proposed power plants were not constructed due to the unfortunate events that occurred in Japan in 2011, this experience allowed me to understand the applicability of the law codified in Section 11.31 of the Texas Tax Code and in title 30 Texas Administrative Code, Chapter 17 ("30 TAC 17") of the TCEQ's rules and regulations with regard to pollution control equipment. The second major project I worked on was the Prop. 2 applications submitted by Valero regarding "hydrotreaters" and associated equipment. I assisted legal staff in preparing the Executive Director's briefs submitted for the Commissioners' review. The third major project I worked on was the rulemaking changes to 30 TAC 17 resulting from the implementation of the Texas Legislatures' 2011 changes to Section 11.31 of the Texas Tax Code. I was very involved in the rulemaking and attended local meetings in Houston, Corpus Christi, and Beaumont in which staff and I answered the questions that interested parties had regarding the proposed rule changes. The fourth major project I worked on was the appeal of the applications dealing with heat recovery steam generators ("HRSGs") and the implementation of a policy related to partial use determinations.

In addition to this, I successfully represented the Executive Director before the TCEQ commissioners in formal agenda proceedings regarding several appeals of negative use determinations. These appeals dealt with "alleged" pollution control equipment ranging from cooling towers,

radioactive-material detectors, and recycling equipment, among other things.

I believe that my experience, described above, and my four years as a staff attorney at the TCEQ have given me substantial technical expertise in pollution control technology, environmental engineering, and the application of TCEQ rules and regulations to such equipment. Therefore, it would be a privilege to be a part of the Tax Relief for Pollution Control Property Advisory Committee. In addition, I believe that by being the sole representative from the Rio Grande Valley, I will be able to contribute to the diversity of opinions of the committee. If you have any questions or comments please feel free to contact me.

Texas Commission on Environmental Quality

Tax Relief for Pollution Control Property

Advisory Committee

Advisory Committee Member Application

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The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name:

Mailing Address:

City, State, Zip:

Phone Number:

FAX Number:

E-mail Address:

2. I am nominating myself.

My Name: Rick Fine

Mailing Address: 1313 Spyglass Drive

City, State, Zip: Austin, Texas 78746-6906

Phone Number: 512-497-2171

FAX Number: 413-403-2171

E-mail Address: rickfine@swbell.net

Please check the group that the nominee is qualified to represent.

- 1. Industry
- 2. Appraisal District
- 3. Taxing unit
- 4. A person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering

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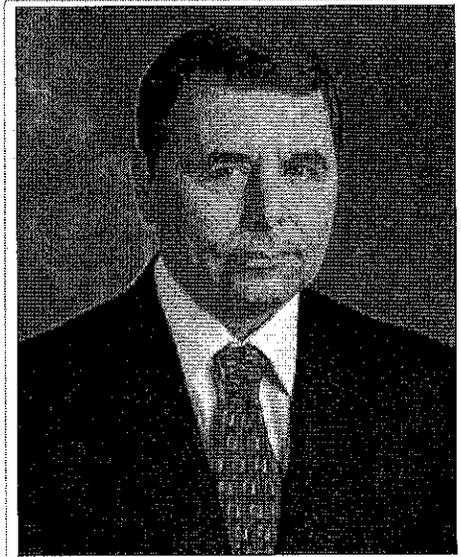
PROPERTYTAXPARTNERS

Offices in Fort Worth, Austin, and Plano
SUBSCRIBE TO INDUSTRY NEWS

Rick Fine

Professional Experience

- Rick's law practice focuses on legal representation on property tax and business incentives opportunities, particularly within the energy sector.
- Rick co-founded the Austin office of Duff & Phelps, serving as its Austin City Leader until he returned to the private practice of law in April 2012. Rick held the position of Managing Director at the firm, providing consulting services in the areas of property tax and business incentives.
- Rick serves on the Board of Directors of the Texas Taxpayers and Research Association, the state's most influential research and advocacy group on state and local taxation and business incentives issues.
- Rick is a member of the Environmental Defense Fund's Energy Task Force, overseeing a national clean energy program in conjunction with major companies in the industry. He also serves on the Environmental Defense Fund's Regional Advisory Board.
- Rick began his career as chief legislative assistant to Representative Wayne Peveto in 1978-1979 when the Texas Legislature enacted the "Peveto Bill," which completely restructured property tax administration and replaced prior statutes with a new property tax code. These sweeping reforms centralized the valuation function under countywide appraisal districts, elevated and standardized appraisal practices statewide and created new, effective rights and remedies for taxpayers.
- As a member and partner of Ray Wood & Fine, LLP, Rick added property tax law and school funding to the firm's private practice, then developed these areas into the firm's mainstays. Representing public sector clientele for more than 20 years, Rick built extensive relationships with appraisal districts, school districts and other local governments, along with their statewide associations and private appraisal firms. Rick has also authored the derivation and disposition tables—correlating past and present statutes to facilitate legal research—that West Publishing Company includes in its editions of the Texas Property Tax Code.
- Rick received his J.D. from the University of Texas School of Law and his B.A. in political science from the University of Houston. He is licensed with the Supreme Court of Texas, the Supreme Court of the United States, the United States Court of Appeals, Fifth Circuit and the United States District Court, Western District of Texas. Rick is also a past chairman of the Texas Bar's Property Tax Committee and served on the Texas Comptroller's Property Value Study Technical Advisory Committee from 2002 to 2009. Rick currently serves on the board of directors of the Texas Taxpayers and Research Association and on the regional advisory board of the Environmental Defense Fund.



Rick Fine

Texas Commission on Environmental Quality *Tax Relief for Pollution Control Property Advisory Committee*

Advisory Committee Member Application

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Please complete the following information and indicate if you are nominating another individual or yourself. If you are nominating another person, please provide that nominee's information. The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name:

Mailing Address:

City, State, Zip:

Phone Number:

FAX Number:

E-mail Address:

2. I am nominating myself.

My Name: Jay Foucheux

Mailing Address: 19599 Pierceall Road

City, State, Zip: Hempstead, Texas 77445

Phone Number: 832-465-4238

FAX Number:

E-mail Address: jfoucheux@gmail.com

Please check the group that the nominee is qualified to represent.

1. Industry [X]
2. Appraisal District
3. Taxing unit
4. A person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering

Please provide additional information regarding the group represented by the nominee. Attach separate pages documenting the nominee's qualifications. Examples of supporting documentation include a resume, biography, summary of experience, list of publications, recognitions and awards, letters of reference, etc.

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Tax Relief Program, MC-110

PO Box 13087

Austin, TX 78711-3087

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12100 Park 35 Circle, Building A

Austin, TX 78753

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http://www.tceq.texas.gov/airquality/taxrelief/advisory_group.html

Jay Foucheux
19599 Pierceall Road
Hempstead, Texas 77445

August 28, 2013

Texas Commission on Environmental Quality

Tax Relief Program, MC-110

Post Office Box 13087

Austin, Texas 78711-3087

Re: Advisory Committee Member Application

To Whom It May Concern:

Pursuant to the application for Advisory Committee Member Application, this letter will serve to provide information regarding my performance and experience.

My experience is as follows:

- **Property Tax Consultant – July 2011 to present**
- **Shell Oil Company – January 2003 to June 2011**
 - Managed the property tax function for Shell in the United States, including all affiliates and subsidiaries.
 - Supervised the filings of numerous pollution control property tax exemption applications for the Shell Deer Park Refinery, the Shell Chemical Company Deer Park Plant, and the Motiva Enterprises LLC Port Arthur Refinery.
- **Equiva Services LLC – April 1997 to December 2002**
 - Managed the property tax function for this Shell/Texaco group of limited liability companies in the United States.
 - Supervised the filing of numerous pollution control property tax exemption applications for the Motiva Enterprises LLC Port Arthur Refinery.
- **Star Enterprise – November 1991 to March 1997**
 - Managed the property tax function for this Aramco/Texaco company in the United States.
 - Supervised the filing of numerous pollution control property tax exemption applications for the Star Enterprise Port Arthur Refinery.

Membership:

- **Institute for Professionals in Taxation – Certified Member (CMI)**

If I can provide any further information please let me know. I can be reached by phone at 832-465-4238; or by email at jfoucheux@gmail.com.

Sincerely,

Jay Foucheux

Texas Commission on Environmental Quality

Tax Relief for Pollution Control Property Advisory Committee

Advisory Committee Member Application

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Please complete the following information and indicate if you are nominating another individual or yourself. If you are nominating another person, please provide that nominee's information.

The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name: _____

Mailing Address: _____

City, State, Zip: _____

Phone Number: _____

FAX Number: _____

E-mail Address: _____

2. I am nominating myself.

My Name: Kathryn Tronsberg Macciocca; c/o Duff & Phelps, LLC

Mailing Address: 919 Congress Avenue, Suite 1450, Austin, TX 78701

City, State, Zip: Austin, TX 78701

Phone Number: (215) 430-6059

FAX Number: (215) 240-6334

E-mail Address: kathryn.tronsberg@duffandphelps.com

Please check the group that the nominee is qualified to represent.

- 1. Industry
- 2. Appraisal District
- 3. Taxing unit
- 4. A person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering

Please provide additional information regarding the group represented by the nominee.

Industry: Property Tax Pollution Control Exemption consultant to: 1) Power generation, 2) Refining, 3) Chemical, and 4) Complex Manufacturing industry taxpayers in Texas

Attach separate pages documenting the nominee's qualifications. Examples of supporting documentation include a resume, biography, summary of experience, list of publications, recognitions and awards, letters of reference, etc.

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Kathryn Tronsberg Macciocca

Duff & Phelps, LLC
Philadelphia
+1 215 430 6059
kathryn.tronsberg@duffandphelps.com

Director, Tax Services

Kathryn Tronsberg Macciocca is a director in the Philadelphia office and part of the Speciality Tax service line. Kathy has 16 years of property valuation and financial advisory experience and an additional 12 years of energy industry experience.

Kathy has extensive experience in performing fixed asset valuation analyses that maximize tax exemption and/or tax savings for multiple tax purposes. She specializes in tax services for environmental and pollution control investments in the energy and process manufacturing industries. Her engagement highlights include: pollution control tax exemption/certification experience in more than 20 states; pollution control certification efforts in a majority of U.S. Environmental Protection Agency regions for IRC section 169 amortization needs; and valuation and exemption efforts for fossil, nuclear, hydroelectric and alternative energy generation facilities, as well as electrical and natural gas transmission and distribution systems.

Kathy's other financial advisory experience includes IRC 1060 purchase price allocations, cost segregation, and fixed asset management services for federal, state and local tax considerations for multiple industry clients. Kathy has also spoken on a wide variety of fixed asset and pollution control tax planning topics, including integrated tax planning for pollution control equipment, IRC section 169 pollution control equipment amortization opportunities and cost segregation for federal tax purposes.

Prior to Duff & Phelps, Kathy performed property valuation and financial advisory at Deloitte Tax LLP and Deloitte Financial Advisory Services LLP. While there, Kathy spearheaded the creation and expansion of the Energy and Environmental Services group, which worked in close partnership with numerous tax practices on tax planning and tax minimization efforts. Her energy industry experience includes six years in field operations on power generation construction, start-up and operations efforts and an additional six years in project development and project management. Her past responsibilities for such projects have included scope definition, budget preparation, contractor selection, change order negotiation, scheduling, environmental regulatory compliance and management reporting

Kathryn received her M.S. in Environmental Science from the School of Environmental Science, Engineering and Policy at Drexel University, her M.B.A. in Finance from Katz Graduate School of Business at the University of Pittsburgh and her B.A. from the University of Pennsylvania. She is also a Certified Cost Engineering Consultant (CCEC) with the Association for the Advancement of Cost Engineering, International.

A. List of Recent Presentations

Professional Organization Presentations - by Title	Event	Presentation Date
Pollution Control Property: Maximizing State and Local Tax Benefits for Your Company	Institute for Professionals in Taxations - 37th Annual Conference	6/25/2013
Effects of Regulation on Valuation	26th Texas Legal Seminar	8/31/2012
IPP Value Issues (Environmental Issues section)	D&P Webinar to the Energy Industry	3/26/2012
Effects of Regulation on Valuation	Institute for Professionals in Taxation - American Bar Association Co-Conference	3/22/2012
Tax Savings Strategies for Pollution Control Project Planning	Tax Executives Institute -I Regional Meeting (Houston)	5/4/2010
Property Tax Valuation and Planning in a Down Economy	Tax Executives Institute - National Meeting	4/14/2010
ARRA Opportunities	Internal D&P Webcast	9/9/2009
Successful Use Determinations Don't Just Happen - They're Prepared: The Applicant's Perspective	TCEQ Prop2 Team Presentation	8/21/2008

B. List of Recent Publications

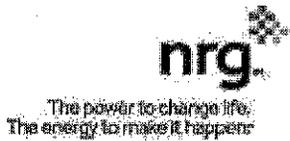
Publications - by Title	Publication	Date
Pollution Control Property: Achieving State and Local Tax Benefits for Your Company	Institute for Professionals in Taxation 37th Annual Conference	6/25/2013

Tronsberg Macciocca, Kathryn

From: Cinoski, Stephen <Stephen.Cinoski@nrgenergy.com>
Sent: Friday, August 30, 2013 9:23 AM
To: Tronsberg Macciocca, Kathryn
Subject: TCEQ Recommendation

To whom it may concern,

This email is regarding Kathy Tronsberg, who I understand is applying for a Committee Seat on the TCEQ. I have consulted with Kathy for over 7 years – based on that experience I believe she would be an excellent candidate for this position. Kathy has a unique and highly proficient blend of knowledge with respect to the power industry and its various pollution control technologies. She has assisted NRG with many projects over the years, and provides clear-headed and objective guidance to us. Please accept this email as my unreserved recommendation. Feel free to contact me with any questions via any of the below means. Thank you for your time. Sincerely, Steve Cinoski



Stephen Cinoski
Senior Tax Manager
Corporate Tax Department
211 Carnegie Center, Princeton, NJ 08540
☎ 609.524.4699 (Office)
✉ Stephen.Cinoski@NRGEnergy.com

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Texas Commission on Environmental Quality
Tax Relief Program, MC-110
P.O. Box 13087
Austin, TX 78711-3087

August 29, 2013

Re: KL Tronsberg Macciocca Advisory Committee Member Application

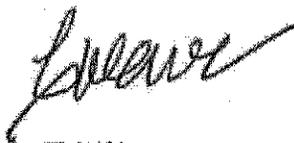
To Whom It May Concern:

I am writing to provide this letter of reference for Kathryn Tronsberg Macciocca, a Director in the Duff & Phelps LLC Property Tax Advisory practice. Kathy has been a management team member of our practice since April 2006, specializing in the area of client pollution control exemption needs in Texas, as well as nationally, for property tax purposes. I have supervised her in her role since she joined the practice in my capacity as a National Practice Leader of the Specialty Tax practice, and worked extensively with her on pollution control exemption projects for an additional nine years (1997-2006) while both of us worked at the professional services firm, Deloitte, LLP.

Kathy and I have worked on many significant pollution control use determination projects for the energy, refining, and complex manufacturing industries in Texas during her time at Duff & Phelps. I can attest to her deep technical expertise in the area of pollution control equipment design and operation, obtained from both her master degree program, completed in 1998, at Drexel University's School of Environmental Engineering, Science and Public Policy, and through her thirteen years (1985-1997) working in the power generation industry prior to her move into property tax services.

Kathy's positive contributions as an Industry representative to the TCEQ's Tax Relief for Pollution Control Property Advisory Committee would come as a result of her analytical approach to problems, her attention to detail, and her professionalism with regard to pollution control property considerations. If you have any questions, or require further information regarding Kathy's qualifications, please call me at (512) 671-5510.

Sincerely,



Tab Weaver
Managing Director
Property Tax

Energy Future Holdings

Property Tax Department
PO Box 219071
Dallas, Texas 75221-9071

September 3, 2013

The TCEQ Commissioners
Texas Commission on Environmental Quality
Tax Relief Program, MC-110
P.O. Box 13087
Austin, TX 78711-3087

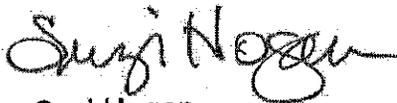
RE: Industry Member Reference for the Tax Relief for Pollution Control Advisory Committee

Dear Commissioners,

I am writing to support the nomination of Kathryn Tronsberg to represent industry as a member of the Tax Relief for Pollution Control Property Advisory Committee.

Ms. Tronsberg has exceptional expertise related to pollution control property, pollution control technologies, and environmental equipment engineering. She is highly experienced and knowledgeable of the procedures employed by the TCEQ and is well versed with state and national environmental regulations. She has advised Energy Future Holdings and Luminant Generation on multiple complex environmental programs related to our generation facilities and TCEQ Use Determination applications. Ms. Tronsberg will be a very active and effective member for the committee.

Regards,



Suzi Hogan
Tax Director



August 26, 2013

Texas Commission on Environmental Quality

Tax Relief Program, MC-110

12100 Park 35 Circle, Building A

Austin, TX 78753

Certified Article Number

2196 9008 9040 1948 1044

SENDERS RECORD

Re: Recommendation of Mr. Blas Ortiz as a member to serve on the Tax Relief for Pollution Control Property Advisory Committee

Valero Energy Corporation is pleased to recommend Blas Ortiz, of Popp Hutcheson, PLLC as a member to serve on the Tax Relief for Pollution Control Property Advisory Committee.

Mr. Ortiz has done an admirable job in assisting Valero Energy Corporation in complying with the guidelines of the Tax Relief for Pollution Control Program for several years. Blas's dedication and attention to detail make him highly qualified to serve on this important TCEQ Committee.

We appreciate your consideration of Mr. Ortiz's application. If you have any questions, please do not hesitate to contact me at (210) 345-2703 or lola.strause@valero.com.

Sincerely,

A handwritten signature in cursive script that reads 'Lola Strause'.

Lola Strause
Executive Director, Ad Valorem Tax
Valero Energy Corporation

cc: Blas Ortiz
Popp Hutcheson PLLC

Texas Commission on Environmental Quality

Tax Relief for Pollution Control Property Advisory Committee

Advisory Committee Member Application

The Tax Relief for Pollution Control Property Advisory Committee was established by the Texas Legislature to provide recommendations to the TCEQ on matters relating to use determinations for pollution-control property/equipment and the implementation of Texas Tax Code, §11.31. The advisory committee is made up of 13 members selected to represent industry, appraisal and school districts, taxing units, environmental groups, and members who are not representatives of any of those groups but have substantial technical expertise in pollution control technology and environmental engineering.

Advisory committee members serve four-year staggered terms and seven of the members' terms expire on December 31, 2013. Nominations are being accepted for the following positions:

- three industry representatives,
- two appraisal district representatives,
- one taxing unit representative, and
- one person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering.

Please complete the following information and indicate if you are nominating another individual or yourself. If you are nominating another person, please provide that nominee's information.

The TCEQ asks that only interested persons be nominated.

1. I am nominating another individual.

Nominee's Name: Blas Joseph Ortiz, Jr.

Mailing Address: 1301 S. Mopac Ste 430

City, State, Zip: Austin, Texas 78746

Phone Number: 512-473-2661

FAX Number: 512-479-8013

E-mail Address: blas.ortiz@property-tax.com

2. I am nominating myself.

My Name:

Mailing Address:

City, State, Zip:

Phone Number:

FAX Number:

E-mail Address:

Please check the group that the nominee is qualified to represent.

1. Industry
2. Appraisal District
3. Taxing unit
4. A person who does not represent industry, appraisal districts, taxing units, environmental groups, or school districts but who has substantial technical expertise in pollution control technology and environmental engineering

Please provide additional information regarding the group represented by the nominee. Blas Joseph Ortiz is a Tax Consultant for Popp Hutcheson PLLC, a recognized leader in the property tax field. Blas focuses on machinery and equipment valuation, coordinates Chapter 312 and 313 application and administration processes, and manages compliance matters for PH Industrial.

Attach separate pages documenting the nominee's qualifications. Examples of supporting documentation include a resume, biography, summary of experience, list of publications, recognitions and awards, letters of reference, etc.

Please submit the completed application, along with any supporting materials, as one package. All applications must be received by **5:00 p.m. CST on September 3, 2013**. Applications submitted after that date will only be considered if there are insufficient qualified individuals in the specific groups. Applications should be submitted to the TCEQ by any of the following methods:

- E-mail: txrelief@tceq.texas.gov
- Mail:

Texas Commission on Environmental Quality
Tax Relief Program, MC-110
PO Box 13087
Austin, TX 78711-3087

- For overnight mail service or couriers, use the following physical address:

Texas Commission on Environmental Quality
Tax Relief Program, MC-110
12100 Park 35 Circle, Building A
Austin, TX 78753

For questions regarding the advisory committee contact Mr. Ron Hatlett of the Tax Relief Program at (512)239-6348 or e-mail to txrelief@tceq.texas.gov

Information regarding the Tax Relief for Pollution Control Property Advisory Committee can be found at the following link:

http://www.tceq.texas.gov/airquality/taxrelief/advisory_group.html

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



A RESOLUTION Consideration of the Nomination and Appointment of Seven Members to the Tax Relief for Pollution Control Property Advisory Committee. Docket No. 2013-2059-MIS.

WHEREAS, Section 5.107 of the Texas Water Code provides the Texas Commission on Environmental Quality (Commission) with the authority to create and consult with advisory committees; and

WHEREAS, Section 5.7 of 30 Texas Administrative Code states that all members of advisory committees are appointed by and serve at the pleasure of the Commission; and

WHEREAS, in accordance with Texas Tax Code Section 11.31(n), the Tax Relief for Pollution Control Property Advisory Committee (the Advisory Committee) is composed of: six representatives from industry; two representatives from appraisal districts; two representatives from taxing units; one representative from an environmental group; one representative who is not a member of any of the aforementioned groups, but has substantial expertise in pollution control technology and environmental engineering; and a representative of a school district or junior college district in which property is located that is or previously was subject to an exemption under Section 11.31 of the Texas Tax Code;

WHEREAS, on December 11, 2013, the Commission discussed in an open meeting the appointment of seven members to the Advisory Committee to serve four-year terms;

WHEREAS, the terms of the following seven members of the Advisory Committee expire on January 1, 2014:

- Bob Adair, representing industry;
- Roland Bieber, representing appraisal districts;
- Robert Castor, representing industry;
- C. Wayne Frazell, representing appraisal districts;
- John Nichols, representing industry;
- Bennett Sandlin, representing taxing units; and

- Leo Scherrer, representing as an independent technical expert; and

WHEREAS, the Commission published notice in the August 2, 2013 issue of the *Texas Register* soliciting nominations for the Advisory Committee.

NOW THEREFORE, BE IT RESOLVED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY that the following individuals are appointed as members of the Advisory Committee:

- 1) _____, as a representative from industry,
- 2) _____, as a representative from industry,
- 3) _____, as a representative from industry,
- 4) _____, as a representative from a taxing unit,
- 5) _____, as a representative from an appraisal district,
- 6) _____, as a representative from an appraisal district, and
- 7) _____, as a representative as an independent technical expert.

Issue date:

TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

Bryan W. Shaw, Ph.D., Chairman