De: Loke, Yue Heng EOP/USTR [mailto:YueHeng.Loke@ustr.eop.gov]
Enviado el: martes, 27 de agosto de 2019 4:34 p. m.
Para: Luciano Chaparro <lchaparro@mincit.gov.co>
CC: Eloisa Fernandez <efernandez@mincit.gov.co>; Rau, Benjamin D <Benjamin.Rau@fas.usda.gov>; Huerta, Moises G <Moises.Huerta@fas.usda.gov>; Gladys Gonzalez Castro <ggonzalezc@mincit.gov.co>
Asunto: Re: [EXTERNAL] RV: RESPUESTA DE LOS ESTADOS UNIDOS A INVESTIGACIÓN DE MEDIDAS COMPENSATORIAS

Estimado Sr. Chaparro,

Disculpas por la demora. Confirmo que no hay información confidencial en los documentos y la presentación que el gobierno de los Estados Unidos presentó la semana pasada.

Saludos
Heng Loke

Sent from my iPhone

On Aug 27, 2019, at 5:21 PM, Luciano Chaparro <lchaparro@mincit.gov.co> wrote:

Apreciado Señor Loke,

Agradecemos una respuesta a la petición de la Dra. Eloisa Fernandez, la cual puede leer enseguida de este correo.

Cordial saludo,

Coordinador Grupo Dumping y Subvenciones
LUCIANO CHAPARRO BARRERA
lchaparro@mincit.gov.co
Subdirección de Prácticas Comerciales
Dirección de Comercio Exterior
Calle 28 No.13ª-15/53 **Edificio CCI – Piso 16**
(571) 6067676 ext. **1601**
Bogotá, Colombia
>www.mincit.gov.co<

De: Eloisa Fernandez
Enviado el: jueves, 22 de agosto de 2019 11:33 a. m.
Para: Loke, Yue Heng EOP/USTR <YueHeng.Loke@ustr.eop.gov>
CC: Rau, Benjamin D <Benjamin.Rau@fas.usda.gov>; Huerta, Moises G <Moises.Huerta@fas.usda.gov>; Luciano Chaparro <lchaparro@mincit.gov.co>; Yessika Fazully Masmela Fonseca <ymasmela@mincit.gov.co>; Gladys Gonzalez Castro <ggonzalezc@mincit.gov.co>
Asunto: RE: RESPUESTA DE LOS ESTADOS UNIDOS A INVESTIGACIÓN DE MEDIDAS COMPENSATORIAS
Importancia: Alta

Señor Loke, buen día:

Dando alcance a mi correo anterior sobre el tema del asunto, mediante el cual acusamos recibo las versiones en inglés y español de la respuesta de los Estados Unidos a la solicitud de información sobre la investigación de derechos compensatorios sobre las importaciones de alcohol carburante (etanol), de conformidad con lo establecido en el artículo 43 del Decreto 299 de 1995, le agradecemos nos aclare a la mayor brevedad si los documentos enviados son de público o confidencial. En caso de ser confidencial solicitamos nos aporten los resúmenes no confidenciales.

Cordial saludo,

ELOISA FERNANDEZ DE DELUQUE
Subdirectora de Prácticas Comerciales
Dirección de Comercio Exterior
Ministerio de Comercio Industria y Turismo
efernandez@mincit.gov.co
Calle 28 No. 13a 15 Piso 16
(571) 6067676 ext. **2225**
Bogotá, Colombia
>www.mincit.gov.co<
<image001.png>

De: Eloisa Fernandez
Enviado el: miércoles, 21 de agosto de 2019 8:18 a. m.
Para: Loke, Yue Heng EOP/USTR <YueHeng.Loke@ustr.eop.gov>
CC: Rau, Benjamin D <Benjamin.Rau@fas.usda.gov>; Huerta, Moises G <Moises.Huerta@fas.usda.gov>; Luciano Chaparro <lchaparro@mincit.gov.co>; Yessika Fazully Masmela Fonseca <ymasmela@mincit.gov.co>
Asunto: RE: RESPUESTA DE LOS ESTADOS UNIDOS A INVESTIGACIÓN DE MEDIDAS COMPENSATORIAS
Importancia: Alta

Respetado señor LOKE: Acusamos recibo de sus comunicaciones que corresponde a la respuesta de Estados Unidos en inglés y español con anexos enviados por correo electrónico del 20 de agosto de 2019, los cuales serán incorporados a la investigación del asunto.

Cordial saludo,

ELOISA FERNANDEZ DE DELUQUE
Subdirectora de Prácticas Comerciales
Dirección de Comercio Exterior
Ministerio de Comercio Industria y Turismo
efernandez@mincit.gov.co
Calle 28 No. 13a 15 Piso 16
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Bogotá, Colombia
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<image001.png>

De: Loke, Yue Heng EOP/USTR [mailto:YueHeng.Loke@ustr.eop.gov]
Enviado el: martes, 20 de agosto de 2019 8:48 p. m.
Para: Luciano Chaparro <lchaparro@mincit.gov.co>; Eloisa Fernandez <efernandez@mincit.gov.co>; Yessika Fazully Masmela Fonseca <ymasmela@mincit.gov.co>
CC: Rau, Benjamin D <Benjamin.Rau@fas.usda.gov>; Huerta, Moises G <Moises.Huerta@fas.usda.gov>
Asunto: RESPUESTA DE LOS ESTADOS UNIDOS A INVESTIGACIÓN DE MEDIDAS COMPENSATORIAS

Estimado señor Chaparro:

Adjunte las versiones en inglés y español (se incluyen anexo) de la respuesta de los Estados Unidos a la solicitud de información sobre la investigación de derechos compensatorios sobre las importaciones de etanol.
Confirme la recepción del archivo adjunto.

Dear Mr. Chaparro,

Please find attached the English and the Spanish translated versions (exhibits included) of the United States response to the request for information in the matter regarding the countervailing duty investigation on ethanol imports.

Please confirm receipt of the attachment.

Warmest regards,

Heng Loke
Assistant General Counsel
Office of the General Counsel
Office of the U.S. Trade Representative

OFICINA DE ASUNTOS AGRÍCOLAS
EMBAJADA DE LOS ESTADOS UNIDOS

MinCIT
1-2019-024775 ANE:247 FOL:1
2019-08-20 05:35:22 PM
TRA:CORRESPONDENCIA INFORMATIVA
SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES

DIRECCIÓN DE COMERCIO EXTERIOR
Versión Pública:
Folio No. 6639

Bogotá, agosto 20 de 2019

Señor
Luciano Chaparro Barrera
Ministerio de Comercio, Industria y Turismo
Calle 28 N° 13A - 15, tercer piso
Bogotá, D.C. Colombia
lchaparro@mincit.gov.co

Estimado señor Chaparro:

Adjunto encontrará la respuesta de los Estados Unidos a la solicitud de información complementaria a la investigación de medidas compensatorias del producto alcohol carburante (etanol) originario de los Estados Unidos de América.

Los paquetes adjuntos contienen la versión en inglés y español de las respuestas al cuestionario y anexos 29, 30, 31, 32, 33a, 33b, 34, 35, 36 y 37,

Cordialmente,

Consejero Agrícola
Embajada de los Estados Unidos
Carrera 45 No. 24B - 27
Bogotá, Colombia

Benjamin Reed
Agregado Agrícola
Embajada de los Estados Unidos

SPC
21 Agosto
8:50am

DIRECCIÓN DE COMERCIO EXTERIOR
Versión Pública:
Folio No. 6640

RESPUESTA DE LOS ESTADOS UNIDOS A INVESTIGACIÓN DE MEDIDAS COMPENSATORIAS
SOLICITUD DE INFORMACIÓN COMPLEMENTARIA

PRODUCTO: ALCOHOL CARBURANTE (ETANOL) ORIGINARIO DE LOS ESTADOS UNIDOS DE AMÉRICA, CLASIFICADO BAJO LA SUBPARTIDA ARANCELARIA 2207.20.00.00

AGOSTO 20 DE 2019

DIRECCIÓN DE COMERCIO EXTERIOR
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A. Programas Federales y Estatales.

1. Programa REAP:

Respecto de los subsidios.

a) **Como el cuestionario solamente preguntaba sobre los programas de garantía crediticia, agradeceríamos si pudiesen indicar los supuestos subsidios otorgados a los productores de etanol, el Estado en donde se encuentran ubicados y donde producen etanol, el nivel de producción, el monto del beneficio asignado y el proyecto al cual se aplicó dicho beneficio para el año 2017**.

Respuesta: Las siguientes subvenciones fueron otorgadas bajo este programa en el 2017.

Estado	*Beneficiario*	*Monto de la Subvención*	*Descripción del Proyecto*
KANSAS	KANSAS ETHANOL LLC	$ 337,313	Adición de múltiples equipos
MINNESOTA	DENCO II, LLC	$ 443,317	Compra e instalación de equipos
IOWA	HOMELAND ENERGY SOLUTIONS, LLC	$ 375,000	Modernización de instalación de etanol existente
INDIANA	CENTRAL INDIANA ETHANOL, LLC	$ 500,000	Compra e instalación de equipos de producción de biocombustible en una planta de etanol existente
NEBRASKA	HUSKER AG, LLC	$ 348,013	Compra e instalación de un fermentador
MICHIGAN	MARYSVILLE ETHANOL, LLC	$ 500,000	Compra e instalación de tecnología pre-condensadora
ILLINOIS	ONE EARTH ENERGY, LLC	$ 260,361	Compra e instalación de fermentador adicional para la planta de etanol de One Earth Energy
DAKOTA DEL SUR	NUGEN ENERGY, LLC	$ 248,752	Instalación de fermentador adicional.
WISCONSIN	FOX RIVER VALLEY ETHANOL, LLC	$ 500,000	Compra e instalación de intercambiador de calor, Sistema de Membranas

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Estado	*Beneficiario*	*Monto de la Subvención*	*Descripción del Proyecto*
			White Fox, cambios a columnas de destilación, mejoras al sistema de refrigeración.
MINNESOTA	GUARDIAN ENERGY LLC	$ 500,000	Mejoras en la producción energética con la compra e instalación de un nuevo fermentador.
DAKOTA DEL NORTE	THARALDSON ETHANOL PLANT I, LLC	$ 341,000	Adición de un nuevo fermentador y celda de torre de enfriamiento.
TOTAL		**$ 4,353,756**	

Aunque el Gobierno de los EEUU no mantiene estadísticas sobre la producción de etanol por planta, como se indicó en nuestra respuesta inicial al cuestionario, La Administración de Información Energética de los EEUU publica la capacidad de producción por plantas de etanol por estado[1]. Esta información detalla únicamente la capacidad y no suministra información de producción real. A continuación se muestra una lista de la capacidad de producción de los anteriores beneficiarios, según lo reportado por la Administración de Información Energética de los EEUU.

PLANTA DE ETANOL	CAPACIDAD DE PRODUCCIÓN ANUAL (MILLONES DE GALONES)
KANSAS ETHANOL LLC	65
DENCO II, LLC	28
HOMELAND ENERGY SOLUTIONS, LLC	145
CENTRAL INDIANA ETHANOL, LLC	50
HUSKER AG, LLC	90
MARYSVILLE ETHANOL, LLC	50
ONE EARTH ENERGY, LLC	110
NUGEN ENERGY, LLC	118
FOX RIVER VALLEY ETHANOL, LLC	40
GUARDIAN ENERGY LLC	143
THARALDSON ETHANOL PLANT I, LLC	153

[1] https://www.eia.gov/petroleum/ethanolcapacity

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b) Suministre el valor de los nuevos montos desembolsados debido a subsidios del año 2017 para nuevos productores beneficiarios y para aquellos que históricamente han estado recibiendo beneficios de programas que aún se encuentran vigentes en el 2017.

Respuesta: El monto total de subvenciones obligadas en 2017 fue de $4,353,756 y fueron otorgadas únicamente a nuevos productores beneficiarios. Ninguno de los productores que recibieron subvenciones durante el periodo de investigación recibió previamente subvenciones bajo el programa REAP. En los 10 años anteriores[2], el monto total de subvenciones obligadas bajo el programa REAP fue de $2,017,916. El USDA no registra si el beneficiario que recibió subvenciones hechas en años anteriores está utilizando activos de dichas subvenciones en el 2017.

- Respecto de las garantías crediticias.

En la respuesta al cuestionario enviado, se suministró información para un beneficiario, la compañía C.E. ACQUISITION CO. LLC., a la cual se le asignó un monto de US$ 4,250,000, sin embargo, es necesario tener mayor claridad al respecto, así que agradeceríamos si pueden:

a) Explicar y sustentar cómo funcionan estas garantías, es decir, sus condiciones, cuándo y cómo entran en vigor, el monto real del beneficio otorgado en 2017 y la metodología utilizada para cuantificar dicho beneficio.

Respuesta: Las garantías crediticias están disponibles en créditos de hasta el 75 por ciento del total de los costos del proyecto elegible. Las tasas y los términos son negociados entre el prestamista y el beneficiario de la garantía crediticia, sujeto a la aprobación del USDA. La garantía crediticia es de hasta el 85 por ciento del monto del crédito. El término máximo de la garantía crediticia es 30 años para bienes inmuebles (o una combinación de créditos para bienes inmuebles y equipos), 15 años, o vida útil, para maquinaria y equipo, y 7 años para créditos de capital. Como se explica a continuación, no hay un beneficio como resultado de estas garantías crediticias en el 2017.

b) Indicar la periodicidad tanto de la tasa de interés fija de 6.35% como de la tasa de interés promedio a largo plazo de 3.74%.

Respuesta: Como se indicó en la respuesta a la Pregunta 2.2.1© en el Cuestionario Inicial, el plazo del crédito para la garantía crediticia en cuestión es de 8 años, el cual es el periodo de la

[2] El significado de "históricamente han estado recibiendo" no es claro. Sin embargo, con base en las regulaciones de los EEUU, 10 años es la vida útil promedio de la clase de activos aplicable a la industria del etanol. *Ver el Boletín Interno de Ingresos,* Boletín No. 2014-24 (9 de junio de 2014), *disponible en* https://www.irs.gov/pub/irs-irbs/irb14-24.pdf (consultado el 5 de agosto de 2019). Por lo tanto, con respecto a esta pregunta específica relacionada con las subvenciones, los Estados Unidos suministran el monto total de subvenciones otorgadas bajo el programa REAP durante los últimos 10 años.

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tasa de interés fija del 6.35 por ciento. La tasa de interés promedio de largo plazo del 3.74% es una tasa promedio en un periodo de 20 años.

c) Explicar la metodología utilizada para aplicar duchas tasas y explicar la diferencia entre el monto pagado por el beneficiario de la garantía por un crédito garantizado por el gobierno, y el monto que la misma compañía pagaría por un crédito comercial comparable sin la garantía del gobierno. Literal c) del Artículo 14 del Acuerdo SMC.

Respuesta: Como la tasa de interés del 6.35% está por encima de la tasa de interés promedio a largo plazo de 3.74%, la garantía crediticia no se entendería como conferir un beneficio bajo el Artículo 14 © del Acuerdo SMC.

Como cortesía, los Estados Unidos hicieron una consulta por separado con respecto a C.E. ACQUISITION CO. LLC para aproximar un punto de referencia adecuado que fuse específicamente aplicable para la compañía en el 2017. Como ninguna de las tres más importantes agencias de calificación crediticia tienen información disponible para la compañía, encontramos un rango de calificaciones crediticias de compañías similares (**Anexo US-34**) y preliminarmente indican que la calificación de Rentabilidad B de la serie de Bonos de Alta Rentabilidad de los EEUU es un punto de referencia apropiado para la compañía. [3]

Anexo US-35. La tasa promedio para esa serie fue de 5.70% en el 2017, la cual está por debajo de la tasa del programa de 6.35%, indicando que no se confirió ningún beneficio.

d) Explicar cómo el pago de los derechos de garantía crediticia equivalente al 1% del valor del crédito afectó al monto del beneficio recibido por la compañía en el 2017.

Respuesta: El prestamista y el prestatario tienen libertad de negociar las tasas y los términos, y el pago por la garantía puede estar o no estar incluido en la tasa de interés u otros cargos. Por lo tanto, los Estados Unidos no tuvo en cuenta el pago por la garantía al suministrar la tasa de

[3] Esta serie fue seleccionada entre los siguientes rangos suministrados por la Reserva Federal de St. Louis:
Grado de Inversión:

- Rendimiento Efectivo AA Corporativo (prime) de los EEUU *disponible en* https:/fred.stlouisfed.org/series/BAMLC0A1CAAAEY
- Rendimiento Efectivo AAA Corporativo (alto grado) de los EEUU *disponible en* https:/fred.stlouisfed.org/series/BAMLC0A2CAAEY
- Rendimiento Efectivo A Corporativo (grado medio alto) de los EEUU *disponible en* https:/fred.stlouisfed.org/series/BAMLC0A3CAEY
- Rendimiento Efectivo BBB Corporativo (grado medio bajo) de los EEUU *disponible en* *https:/fred.stlouisfed.org/series/BAMLC0A4CBBBEY*

No Grado de Inversión:

- Rendimiento Efectivo BB (especulativo) de Bonos de Alta Rentabilidad de los EEUU *disponible en* https:/fred.stlouisfed.org/series/BAMLH0A1HYBBEY
- Rendimiento Efectivo B (altamente especulativo) de Bonos de Alta Rentabilidad de los EEUU *disponible en* https:/fred.stlouisfed.org/series/BAMLH0A2HYBEY
- Rendimiento CCC de Bonos de Alta Rentabilidad de los EEUU o Rendimiento Inferior al Efectivo (riesgos sustanciales/incumplimiento) *disponible en* https:/fred.stlouisfed.org/series/BAMLH0A3HYCEY

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interés en la respuesta al cuestión ario inicial. Sin embargo, para información del MINCIT, lo Estados Unidos adjuntan un cálculo que tiene en cuenta el 1% en un escenario en el cual si el crédito tiene un plazo de 15 años, y suponiendo que la tasa de mercado es del 5.70% compuesta anualmente, El pago por derechos de garantía crediticia efectivamente incrementa la tasa de 6.35%, aunque nominalmente. *Ver* **Anexo US-36.**

2. Programas "Cobertura de Pérdida de Precio"" y "Cobertura de Riesgo Agrícola":

a) Como se indicó en la respuesta a los cuestionarios, existen dos maneras de aplicar al programa de "Cobertura de Riesgo Agrícola":

"1) ARC-CO el cual provee cobertura de pérdida de ingresos a nivel condado y 2) ARC-IC el cual provee cobertura de pérdida de ingresos a nivel de granja individual para todos los productos cubiertos producidos en la granja".

Respecto del programa ARC-IC, indique los acres de maíz registrados en el programa, acres de maíz cosechado y el monto del beneficio recibido por los productores para la campaña comercial de 2016/2017.

Respuesta: El número de acres base de maíz inscritos en el ARC-IC para el periodo de comercialización de 2016/17 fue 0.3 millones de acres. Los acres de maíz cosechado para el periodo de comercialización de 2016/17 fueron 86.7 millones de acres. No es posible calcular el pago de acres base de maíz bajo el ARC-IC porque es un programa de granja completa, lo que significa que si se hace un pago bajo el ARC-IC, es un único pago sobre todos los acres base de todos los productos cubiertos en la granja. El total de pagos del ARC-IC en 2017 fue de $29 millones para todos los productos cubiertos.

b) Para ambos programas, explique la metodología indicada a través de la información verbal presentada en la audiencia pública del 25 de junio de 2019 (Archivo 4895, libro público 31), ya que la metodología sugerida no es clara para el MINCIT, considerando la información suministrada previamente en los anexos US-8 y US-9 de la respuesta a los cuestionarios.

Respuesta: Tal y como se indicó en la audiencia, no es posible establecer los montos pagados a agricultores que producen maíz en el presente año ya que los pagos bajo los programas de ARC y PLC, de haberlos, son hechos sobre acres base de maíz históricos y no sobre la producción actual. En otras palabras, no es posible tomar el monto de los pagos de ARC sobre acres base de maíz suministrados en el Anexo US-8 y los pagos de PLC sobre acres base de maíz del Anexo US-9 y atribuir todos esos pagos a productores de maíz en el 2017. Sin embargo, si el MINCIT desea cuantificar un beneficio bajo los programas ARC y PLC para pagos hechos sobre acres base de maíz durante el 2017, la metodología adecuada para hacerlo es atribuir los pagos totales bajo esos programas a la producción total de productos agrícolas que pueden ser producidos bajo esos programas. En la audiencia indicamos que el valor aproximado de producción en el 2017 de aquellos productos que podían ser plantados y elegibles para pagos sobre acres base bajo el ARC o PLC fue de $135 mil millones y que los pagos totales bajo el ARC y el PLC en 2017 alcanzaron los $6,971 millones lo cual daría un cálculo de beneficio resultante del 5%, esto es, $6,971 millones dividido entre $135 mil millones.

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Se han revisado los datos de pagos bajo el ARC y el PLC en 2017 presentados en el numeral 19 de la Declaración Verbal del Gobierno de los EEUU del 19 de junio de 2019. Los pagos totales bajo el ARC-CO, ARC-IC y PLC para todos los productos cubiertos en 2017 fueron $7,040 millones.[4] Sin embargo, el valor total de producción para el 2017 fue de $136,400 millones, lo que quiere decir que el porcentaje es el mismo – 5 por ciento. La metodología no cambia, ya que los recursos totales de los programas (ARC-CO, ARC-IC, y PLC) son asignados al valor total de la producción de cultivos elegibles bajo el programa.

Con respecto a la metodología discutida en el numeral 20, os Estados Unidos sostienen que el ARC-IC es un programa de granja completa y cualquier pago se hace con base en el total de acres base de la granja, no solamente acres base de maíz. Sin embargo, si el MINCIT escoge utilizar la metodología descrita en el numeral 20 con respecto al ARC-IC, la parte de acres base de maíz del total de acres base inscritos en el ARC-IC para el 2016/17 era del 15 por ciento. Al aplicar esta parte al total de pagos bajo el ARC-IC en 2017 tenemos $4.5 millones que podrían ser asignados a acres base de maíz bajo el ARC-IC (Pagos totales bajo el ARC-IC de $29.9 millones multiplicado por el 15 por ciento). Para el ARC-CO, los datos correspondientes se han actualizado un poco desde la audiencia. Los acres base de maíz totales inscritos en el ARC-CO eran 185.4 millones de acres. La parte de acres base de maíz del total de acres base inscritos en el ARC-CO en 2017 era 47 por ciento. Al aplicar el 47 por ciento al total de pagos bajo el ARC-CO en 2017 el resultado es de $1,780 millones (Pagos totales bajo el ARC-CO de $3,800 millones multiplicado por el 47 por ciento).

3. Programa de Empleos de Alta Calidad de Iowa

La respuesta al cuestionario indica que: *"(...) El IEDA identificó 57 compañías elegibles para el HQJP, pero ninguna de ellas relacionada con la producción de etanol."* En este sentido, por favor suministre la lista de dichas compañías con los beneficios otorgados a cada una de ellas desde el 2017, para nuevos productores beneficiarios y para aquellos que históricamente han estado recibiendo beneficios del programa.

Respuesta: La lista de beneficiarios se suministra en el **Anexo US-29**. Tal y como se indicó, ninguno de los beneficiarios es productor de etanol. La lista muestra 62 beneficiarios, no 57, debido a ajustes hechos a aprobaciones previas (resaltados en la lista).

Por otra parte, a continuación se muestran las observaciones con respecto a los programas de supuestos subsidios que no fueron considerados parala etapa preliminar.

4. Programa de Subvenciones a la Energía Renovable de la Comisión Industrial de Dakota del Norte.

En esta página web, http://www.nd.gov/ndic/renew-project.htm, se puede encontrar los contratos que han sido otorgados bajo dicho programa, de los cuales la Autoridad Investigadora verificó aquellos mencionados por el peticionario en su solicitud para

[4] El gobierno de los EEUU indica que en la respuesta al cuestionario inicial, indicamos que el total era $6,971 millones.

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abrir la investigación, excepto por el contrato R009020 el cual aparece como firmado, todos los demás aparecen como ejecutados.

En este sentido, para el año 2017, agradeceríamos si pudiesen verificar e informarnos si dichos programas se encontraban vigentes, si se hicieron pagos, y los montos correspondientes, y también indicar si hay contratos distintos a aquellos ya mencionados, de los cuales solicitamos llenar la siguiente tabla:

Contrato No.	Fecha del Contrato	Descripción	Fecha de Vencimiento	Monto 2017
R003-008	25-06-2009 **(LA FECHA REAL DEBERÍA SER 27-07-2008)**	$30,000 dólares para un Proyecto para incrementar el conocimiento y uso de etanol a través de la participación en ferias comerciales, eventos promocionales, publicidad en medios, etc. Los productores de etanol de Dakota del Norte aparecen como patrocinadores y participantes del proyecto.	6/30/2009	$0
R005-0011	28-05-2009	$500,000 dólares para un Proyecto de extracción de aceite de maíz por parte de Blue Flint Ethanol. Objetivos: "Proteger empleos en la industria de energías renovables en Dakota del Norte mediante la diversificación de fuentes de ingresos de la planta de producción de Blue Flint Ethanol, utilizar el subproducto del proceso de etanol para producir biodiesel y crear un mercado de energía renovable para el aceite de maíz.	11/15/2010	$0
R009-020	29-12-2010	$500,000 dólares para apoyar la construcción de una biorrefinería de celulosa de escala comercial que convierta la cascarilla de trigo y/o hojas de maíz en productos con un mayor valor energético tal como el etanol celulósico, melaza C5 y lignina purificada granulada. Dentro de los participantes del programa se encuentra Great River Energy, que es propietaria y operadora de plantas de etanol en Dakota del Norte.	3/31/2012	$0

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R013-024	11-01-2012	$199,600 dólares para un Proyecto llamado Campaña de Mercadeo Estatal Integral de Mezclas de Etanol de Alto Nivel. Dentro de los participantes están el Consejo de Etanol de Dakota del Norte y la Asociación de Productores de Etanol de Dakota del Norte. El propósito del programa era incrementar la cantidad de mezclas de etanol de alto nivel (E15 o superiores) utilizadas en Dakota del Norte reuniendo a los actores del etanol en el estado parar desarrollar e implementar una campaña de mercadeo coordinada a nivel estatal.	5/1/2014	$0
R-028-039	26-08-2012	$200.000 dólares del Departamento de Energía de Dakota del Norte **(RESALTAMOS QUE EL OTORGANTE FUE EL DEPARTAMENTO DE ENERGÌA DE LOS EEUU, NO EL DEPARTAMENTO DE ENERGÌA DE DAKOTA DEL NORTE)** y $490,000 dólares de la Comisión Industrial de Dakota del Norte para un proyecto llamado Captura y Almacenamiento de Carbono Integrados para la producción de etanol en Dakota del Norte. El propósito era llevar a cabo un estudio de viabilidad para integrar la captura y el almacenamiento de carbono (CCS) de las emisiones de CO2 de Red Trail Energy (RTE) para reducir las emisiones netas de CO2 relacionadas con la producción de etanol y su planta de etanol.	5/31/2017	$490,000 *Estos fondos no fueron pagados a una planta de etanol. Los fondos fueron para el Centro de Investigación de Energía y Medio Ambiente de la Universidad de Dakota del Norte.

5. Programa de Créditos para Combustibles Alternativos de Oregón

a) Indique, para el 2017, las modalidades de Créditos para Combustibles Alternativos vigentes, y suministre una lista de productores de etanol beneficiados, incluyendo el monto de los beneficios.

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Respuesta: Además de la información ya suministrada en la investigación de la fase preliminar, el otro programa de "modalidades de Créditos para Combustibles Alternativos" que existía en 2017 era el Programa de Crédito Rotativo para Vehículos de Combustible Alternativo. Este programa fue diseñado para dar préstamos para la compra o conversión de vehículos de combustible alternativo. Los productores de etanol no eran elegibles para créditos bajo este programa. *Ver* **Anexo US-30**. Este programa no hizo préstamos en 2017 y fue terminado en 2018. El Departamento de Energía de Oregón confirma que no administra ningún otro programa de créditos específico para combustibles alternativos en 2017.

b) Explique la diferencia entre el monto pagado por el beneficiario de dicho crédito y el monto que la misma compañía pagaría por un crédito comercial comparable el cual pudiese obtener efectivamente en el mercado. En este caso, el beneficio será la diferencia entre esos dos montos. Literal b) del artículo 14 del Acuerdo SMC.

Respuesta: El Anexo US-30 describe la operación y términos del crédito. Sin embargo, como se indicó anteriormente, no se hicieron préstamos en el 2017 y los productores de etanol no eran elegibles para los créditos.

c) Indique la tasa de interés que pagaría una compañía por un crédito comercial en el mercado de los estados Unidos y la tasa de interés pagada bajo esta modalidad de crédito.

Respuesta: El Anexo US-30 describe la operación y términos del crédito. Sin embargo, como se indicó anteriormente, no se hicieron préstamos en el 2017 y los productores de etanol no eran elegibles para los créditos.

6. Programa de Crédito Tributario para Corporaciones en Oregón

a) Confirme si de hecho este programa se venció en el 2017 y si fue reemplazado por el Programa de Incentivos a la Energía o EIP. Si este es el caso, indique si dicho programa incluye a productores de etanol y suministre una lista de las compañías beneficiarias y los montos recibidos por estas bajo este nuevo programa en 2017.

Respuesta: La ORS 31.357 es la disposición estatutaria que establece el cronograma para el crédito tributario para la conservación de energía. **Anexo US-31.** Según esa disposición, "Cualquier certificación preliminar emitida para una instalación distinta a una planta de manufactura de equipos de recursos de energía renovable, bajo la ORS 469B.157 que siga pendiente al 1 de julio de 2011, deberá vencer el 1 de julio de 2014." La explicación de la terminación se describe más detalladamente en el **Anexo US-32**.

El **Anexo US-37** contiene una lista de beneficiarios del EIP en 2017. Los montos recibidos por estas entidades no se encuentran disponibles. El EIP, el cual expira en el 2017, no es un reemplazo del crédito tributario para la conservación de energía.

b) Explique la diferencia entre lo que paga el beneficiario por dicho crédito y el monto que la misma compañía pagaría por un crédito comercial comparable el cual podría obtener efectivamente en el mercado. En este caso, el beneficio será la diferencia entre estos dos montos. Literal b) del artículo 14 del Acuerdo SMC.

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Respuesta: Los programas mencionados otorgan créditos tributarios y no préstamos. Por lo tanto, cualquier beneficio conferido por este programa no sería aplicable al Artículo 14(b) del Acuerdo SMC.

c) Indique la tasa de interés que una compañía pagaría por un crédito comercial en el mercado de los Estados Unidos y la tasa de interés pagada bajo esta modalidad de crédito.

Respuesta: Los programas mencionados otorgan créditos tributarios y no préstamos. Por lo tanto, cualquier beneficio conferido por este programa no sería aplicable al Artículo 14(b) del Acuerdo SMC.

7. Programa "Subvenciones para la Producción de Biocombustibles a partir de la Agricultura y la Arboricultura".

a) Suministre la lista de compañías beneficiarias y los montos de los beneficios recibidos por estas en 2017. Si ese no es el caso, provea el enlace o documento que pueda evidenciar que de hecho no se otorgaron beneficios bajo este programa a los productores de etanol.

Por otra parte, con respecto a la compañía Vireol Bio Energy la cual entro en proceso de liquidación pues el nuevo propietario estaba encaminado a cumplir con los requisitos de desempeño de la compañía mencionada. Por lo tanto, mediante el presente documento solicitamos confirmación de si se cumplieron dichos requisitos en el 2017 y los beneficios asociados con las producciones de etanol recibidos y el monto de los mismos.

Respuesta: El **Anexo US-33a y US-33b** contienen la lista de beneficiarios en 2017. También se suministra una descripción general de Vireol Bioenergy en ambos anexos.

8. Programa de Créditos Tributarios por Empleos Verdes de Virginia

a) Confirmar si la compañía Green Plains LLC, la cual adquirió a Vireol Bioenergy en 2015, se benefició de este programa específicamente durante el 2017. Si este es el caso, indique el monto pagado.

Respuesta: El gobierno de Virginia no da acceso a la información tributaria de compañías particulares. Sin embargo, como cortesía, los Estados Unidos suministran un resumen de los montos de créditos reclamados entre el 2011 y el 2017:

Año Fiscal	Cantidad de Declaraciones	Monto Total
2011	0	$ 0
2012	0	0

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2013	0	0
2014	4	553
2015	No Reportado	752
2016	6	333
2017	8	2,724

Los Estados Unidos recuerdan que la respuesta del cuestionario inicial reportó que no se reclamó ningún crédito en 2017. Sin embargo, la unidad de medida reportada en el anexo era millones de dólares. *Ver* **Anexo US-21.** Por lo tanto, un monto tan pequeño como $2,724 no se hubiera registrado en el reporte debido a la aproximación.

b) **Explique la diferencia entre lo que paga el beneficiario por dicho crédito y el monto que la misma compañía pagaría por un crédito comercial comparable el cual podría obtener efectivamente en el mercado. En este caso, el beneficio será la diferencia entre estos dos montos. Literal b) del artículo 14 del Acuerdo SMC.**

Respuesta: Los programas mencionados otorgan créditos tributarios y no préstamos. Por lo tanto, cualquier beneficio conferido por este programa no sería aplicable al Artículo 14(b) del Acuerdo SMC.

c) **Indique la tasa de interés que una compañía pagaría por un crédito comercial en el mercado de los Estados Unidos y la tasa de interés pagada bajo esta modalidad de crédito**.

Respuesta: Los programas mencionados otorgan créditos tributarios y no préstamos. Por lo tanto, cualquier beneficio conferido por este programa no sería aplicable al Artículo 14(b) del Acuerdo SMC.

9. Programa de Exención de Impuestos sobre los Combustibles de Nebraska.

a) **El programa mencionado en el informe técnico preliminar se refiere a la "Exención de Impuestos sobre el Etanol y el Biodiesel", así que es necesario explicar si este programa es distinto al mencionado en la versión escrita de la información verbal presentada en la audiencia pública del 25 de junio de 2019.**

Además, si es el mismo programa, es necesario explicar cómo funciona la exención del etanol, y a qué parte de la cadena (productor, distribuidor y consumidor final) aplica, explicando la metodología más apropiada para cuantificar el beneficio otorgado a los productores de alcohol carburante (etanol) en dicho estado.

Indique y explique la diferencia entre el monto de ingresos públicos recogidos normalmente y el monto que el Estado de Nebraska dejaría de recibir en este caso.

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Respuesta: El programa de Exención de Impuestos sobre los Combustibles de Nebraska mencionado en la versión escrita de la información verbal presentada en la audiencia pública del 25 de junio de 2019, se refiere al mismo programa al que se hace referencia en el informe técnico preliminar como "Exención de Impuestos sobre el Etanol y el Biodiesel", y en nuestra respuesta al cuestionario inicial "Exención de Impuestos sobre el Etanol y el Biodiesel" numeral 2.3.6.

Como se indicó en nuestro cuestionario inicial, los impuestos sobre los combustibles para automotores se gravan en el punto del distribuidor. Los productores de etanol están exentos de pagar impuestos sobre la gasolina utilizada como desnaturalizante porque 1) la gasolina no está siendo usada como combustible para automotor sino como desnaturalizante t por ende no debe estar sujeta a impuesto sobre el combustible para automotores, y 2) porque cuando la gasolina terminada es vendida a nivel del distribuidor, la gasolina incluida en el etanol como desnaturalizante es gravada adecuadamente como un combustible para automotor. Como se indicó, el propósito de la medida es asegurar que la gasolina utilizada como desnaturalizante en la producción de etanol solo sea gravada una vez como combustible y no dos veces. Sin embargo, como también se indicó en nuestro cuestionario, esta gasolina utilizada como desnaturalizante por los productores de etanol es gravada, pero se grava como desnaturalizante a una tasa de $0.0125 por galón.

Como la gasolina es adecuadamente gravada una vez como combustible, y es gravada como desnaturalizante, no hay ingresos que se dejen de percibir y no se confiere ningún beneficio. Este programa simplemente evita la doble imposición de la gasolina utilizada para desnaturalizar el etanol como combustible para automotores.

b) Transferencia de subsidios a la producción de maíz a los productores de alcohol carburante (etanol).

Como se indicó en la version escrita de la declaración verbal de la audiencia pública que se llevó a cabo el 25 de junio de 2019, solicitamos una revisión del cálculo del monto del subsidio, ya que es un error considerar que el 74% de los beneficios a la producción de maíz en los EEUU de los programas federales que están siendo investigados fueron transferidos a los productores de etanol de los EEUU, tras considerar la distribución de los coproductos.

Les agradeceríamos si pudiesen explicar la metodología utilizada para obtener ese resultado, ya que la Autoridad Investigadora, como se indicó en el informe técnico preliminar y la decisión preliminar, consideró que la metodología sugerida por el gobierno de los Estados Unidos de acuerdo a la cual del total de producción de 371.1 millones de toneladas de maíz en los Estados Unidos, no más del 37.6% (139.5 millones de toneladas) fueron utilizados para la producción de etanol y el resto para otros usos. Por lo tanto, los Estados Unidos están diciendo que el monto del supuesto beneficio debe limitarse a no más del 37.6% distribuido proporcionalmente entre el etanol y todos los productos secundarios de la producción de etanol (por ejemplo, granos de destilería).

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Además, la Autoridad Investigadora consideró la declaración del gobierno de los Estados Unidos que decía que de los 139.5 millones de toneladas de maíz utilizadas para producir etanol, 31.25% se utilizan para producir otros subproductos como los granos de destilería y solamente la parte restante (68.75%) se utilizan para producir etanol.

Respuesta: Con respecto a nuestro testimonio en la audiencia y la supuesta transferencia de subsidios del maíz a los productores de etanol, mencionamos que el MINCIT calculó que un 74 por ciento del supuesto beneficio era transferido a los productores de etanol. Obtuvimos este 74 por ciento al dividir $3,811,110,500 – el monto del beneficio que el MINCIT identificó como transferido a la industria del etanol – entre $5,156,657,932 - el monto de subsidios totales identificados a los productores de maíz".

Sin embargo, no reconocimos en nuestro cálculo que las autoridades colombianas correctamente consideraron la distribución de coproductos y llegaron a un monto final de transferencia de $2,621,077,250, en lugar de $3,811,110,500. Teniendo esto en cuenta, el cálculo correcto ***después*** de considerar la atribución de los coproductos sería que el MINCIT estimó que el 51 por ciento de los beneficios identificados a la producción de maíz fueron transferidos a los productores de etanol. Este 51 por ciento se obtiene dividiendo $2,621,077,250 entre $5,156,657,932. Reconocemos y aceptamos que el MINCIT correctamente tuvo en cuenta la distribución de coproductos al estimar el monto de beneficios a la producción de maíz transferidos a los productores de etanol.

Sin embargo, este 51 por ciento estimado por el MINCIT sigue estando muy por encima del monto que Colombia debería considerar como transferido. Como Colombia correctamente lo indica en su pregunta, los Estados Unidos argumentan que el monto de cualquier supuesto subsidio a la producción de maíz transferido a los productores de etanol debe limitarse a no más del 37.6 por ciento distribuido proporcionalmente entre el etanol y los productos secundarios del etanol (ej., granos de destilería) y que solamente el 68.75 por ciento de ese 37.6 por ciento debe distribuirse al etanol. Como lo indicamos en nuestra declaración de la audiencia, esto quiere decir que tan solo el 26 por ciento de los supuestos subsidios a la producción de maíz puede ser atribuido a los productores de etanol. La estimación del MINCIT de que el 51 por ciento de los supuestos subsidios a la producción de maíz DESPUÉS de considerar la distribución de coproductos es transferido a los productores de etanol sigue siendo aproximadamente el doble de lo que debería atribuirse.

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LISTA DE ANEXOS

ANEXO	DESCRIPCION
US-29	Lista de Beneficiarios del Programa Iowa HQJP
US-30	Derogación del Fondo Rotatorio para Vehículos de Combustible Alternativo del Departamento de Energía de Oregón
US-31	Disposición de Expiración del Crédito Fiscal de Energía de Oregón
US-32	Explicación de la Expiración del Crédito Fiscal de Energía de Oregón
US-33a/b	Lista de Beneficiarios del Programa AFID de Virginia para 2017
US-34	Rango de Compañías Similares a CE ACQUISITIONS
US-35	Serie de Rendimientos Efectivos de US High Yield B
US-36	Cálculo del 1 por ciento de la Garantía del Crédito dentro del Valor del Crédito
US-37	Destinatarios de EIP en Oregón en 2017

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ANEXO 29

Fecha de Asignación	Ubicación del Proyecto	Empresa	Monto del Crédito	Monto Condonable	Total Asignado	Capital de Inversión	Costo Total del Proyecto	Deducible estimado de Impuestos	ITC	R & D	Devolución de Impuesto de Ventas
1/20/2017	DeWitt	Latham Pool Products, Inc. (MP)			$0	$2,140,000	$2,852,000	$53,040	$48,540		$4,500
1/20/2017	Council Bluffs	Rasmussen Mechanical Services, Inc. (MF)			$0	$6,550,000	$6,550,000	$477,628	$262,000		$120,000
1/20/2017	Davenport	Stenlite Corporation (MP)	$500,000	$511,000	$1,011,000	$73,000,000	$73,000,000	$2,100,000			$2,100,000
2/17/2017	Emmetsburg	POET-DSM Marketing, LLC (AS)				$29,330,497	$30,830,497	$975,355	$580,627	$22,500	$372,228
2/17/2017	Council Bluffs	Tyson Prepared Foods, Inc. (AS)				$51,000,000	$51,000,000	$1,053,300	$700,000		$353,300
2/17/2017	Cedar Rapids	Walsma & Lyons, Inc. (MP)				$300,000	$978,500	$64,500			$64,500
2/17/2017	**Davenport**	**Stenlite Corporation** (amend.to increase TC)						**$1,500,000**			**$1,500,000**
2/17/2017	**Sioux City**	**Seaboard Triumph Foods, LLC** (amend to increase TC)				**$31,350,000**	**$31,350,000**	**$3,289,350**	**$287,400**		**$801,950**
3/17/2017	Ames	Barilla America, Inc. (AS)		$375,000	$375,000	$64,000,000	$64,000,000	$1,216,000	$400,000		$816,000
3/17/2017	Sioux City	C2C Express, Inc. (MP)			$0	$60,000	$305,000	$45,750			
3/17/2017	Coralville	CIVCO Medical Instruments (MP	$50,000	$50,000	$100,000	$300,000	$1,130,000	$80,720	$34,520		$46,200
3/17/2017	Des Moines	Voya Financial, Inc and its subsidiaries (AS)			$0	$9,802,000	$13,580,603	$553,080	$304,080		$249,000
3/17/2017	**Altoona**	**Siculus, Inc. (Facebook)** amend to increase TC)			**$0**	**$400,000,000**	**$400,000,000**	**$8,000,000**			**$8,000,000**
4/21/2017	Peosta	Camso Manufacturing USA Ltd (AS)		$30,400	$30,400	$4,504,389	$6,372,389	$191,172	$191,172		
4/21/2017	Mason City	Cargill, Inc. (MP)				$9,757,946	$9,797,946	$436,451	$350,000		$86,451
4/21/2017	Mt. Pleasant	ContiTech USA, Inc. (fka Veyance Technologies (MP)		$325,000	$325,000	$11,100,000	$11,100,000	$500,000	$400,000		$100,000
4/21/2017	Hiawatha	Crystal Group Inc. (AS)		$100,000	$100,000	$18,600,000	$20,850,000	$513,750		$33,750	$480,000
4/21/2017	Mt. Pleasant	Lamont Molding, LLC				$2,649,000	$2,649,000	$84,450	$52,980		$31,470
4/21/2017	Panora	Nutriom, LLC (Crystal Freeze Dry/Panora Foods (MP)	$75,000	$75,000	$150,000	$6,504,000	$7,704,000	$217,500		$60,000	$157,500
4/21/2017	Monticello	Orbis Corporation (AS)				$4,700,000	$4,700,000	$225,000	$90,000		$135,000
5/19/2017	Des Moines	Accordia Life & Annuity Company (AS)			$0	$10,000,000	$12,950,000	$775,000	$640,000		$135,000
5/19/2017	Dubuque	Flexsteel Industries, Inc. (MP)		$1,000,000	$1,000,000	$29,320,000	$35,640,000	$1,043,200	$293,200		$750,000
5/19/2017	Alton	Global Aquaculture Supply Company LLC (AS)	$32,000	$32,000	$64,000	$3,262,000	$3,322,000	$184,020	$94,260		$89,760
5/19/2017	Eldridge	Lewis Machine & Tool Co. (AS)	$125,000	$125,000	$250,000	$7,299,110	$9,449,110	$801,955	$496,763	$215,000	$90,192
5/19/2017	Cedar Rapids	Lil' Drug Store Products, Inc. & ForeFold Real Estate 1 LLC (AS)			$0	$13,075,000	$13,075,000	$586,000	$247,000		$339,000
5/19/2017	Des Moines	Sregwerk USA Co (AS)			$0	$10,000,000	$10,000,000	$375,000	$192,000		$183,000
5/19/2017	Dubuque	Wave Reaction, Inc. (MP)		$45,000	$45,000	$1,870,000	$1,980,000	$79,300	$72,800	$5,000	$1,500
5/19/2017	Norwalk	Windsor Window Company/Evergreen Investments (MP)			$0	$10,545,858	$10,545,858	$536,976	$303,258		$233,718
5/19/2017	**Templeton**	**Templeton Rye Spirits, LLC** (amendment)				**$7,807,489**	**$7,807,489**	**$340,804**	**$64,673**		**$276,131**
6/16/2017	Urbandale	Compressor Controls Corporation (MP)		$32,500	$32,500	$434,000	$5,517,000				
6/16/2017	Clarinda	Novae Corp (AS)	$150,000	$150,000	$300,000	$3,650,000	$3,900,000	$218,000	$170,000		$48,000
6/16/2017	Marshalltown	Tug Kay Consulting, LLC (AS)	$50,000	$50,000	$100,000	$585,000	$3,755,000	$175,000	$29,250	$137,500	$8,250
6/16/2017	**West Des Moines**	**Microsoft Corporation** (amendment to 6/13 award)			**$0**	**$65,200,000**	**$65,200,000**	**$366,000**			**$366,000**
7/21/2017	Oskaloosa	Clow Valve Company, Division of McWane, Inc. (MP)			$0	$13,500,000	$13,850,000	$305,250	$270,000	$5,250	$30,000
7/21/2017	Huxley	Continental Manufacturing Chemist, Inc. (AS)	$500,000	$100,000	$600,000	$6,954,000	$9,204,000	$229,320		$112,500	$116,820
7/21/2017	Fairfield	Faircast, Inc (MP)	$300,000	$300,000	$600,000	$3,195,000	$5,200,000	$255,200	$255,200		
7/21/2017	Independence	Geater Machining & Manufacturing & Stealgard Inc (MP)			$0	$1,000,000	$7,800,000	$125,000	$20,000	$95,000	$10,000
7/21/2017	Ankeny	Hy-Vee, Inc. (AS)			$0	$64,390,000	$64,390,000	$2,130,325	$1,000,000		$1,130,325
7/21/2017	Ankeny	Perishable Distributors of Iowa (AS)			$0	$21,615,000	$21,615,000	$529,950			$529,950
7/21/2017	West Des Moines	Zirous, Inc. (AS)			$0	$550,000	$2,652,000	$113,500	$18,000	$83,500	$12,000
8/18/2017	Charles City	Cambrex Charles City, Inc. (AS)		$125,000	$125,000	$27,000,000	$27,000,000	$175,898		$55,898	$120,000
8/18/2017	Waterloo	Crystal Distribution Services, Inc. (MP)			$0	$5,500,000	$5,500,000	$136,500			$136,500
8/18/2017	Grimes	Farmers Edge (US) Inc. (AS)			$0	$2,234,000	$2,524,000	$50,380	$20,380		$30,000
8/18/2017	Cedar Rapids	Highway Equipment Company (MP)			$0	$1,353,441	$3,302,416	$107,189	$52,538	$29,235	$25,416
8/18/2017	Marion	Weems Industries, Inc. dba Legacy Mfg. Co (AS)			$0	$12,300,000	$14,300,000	$360,000		$30,000	$330,000
8/24/2017	Waukee	Apple, Inc. (MP)				$1,330,000,000	$1,375,000,000	$19,650,000	$19,650,000		
9/22/2017	Mount Pleasant	Beck's Superior Hybrids, Inc. (MP)			$0	$10,946,000	$10,946,000	$268,287	$97,287		$171,000
9/22/2017	Newton	Global Fiberglass Solutions, Inc. (AS)			$0	$6,150,000	$7,500,000	$207,500	$167,500	$25,000	$15,000
9/22/2017	Dubuque	Heartland Financial USA, Inc./Dubuque Bank & Trust (MP)		$80,000	$80,000	$1,625,000	$2,059,306	$120,715	$84,715		$36,000
9/22/2017	Marion	HSGBS, Inc. dba Marion Process Solutions (AS)			$0	$1,520,000	$1,523,000	$67,400	$26,400	$5,000	$36,000
9/22/2017	Waterloo	Tyson Fresh Meats, Inc. (AS)			$0	$28,242,500	$28,242,500	$2,396,535	$2,000,000		$396,535
10/20/2017	Cedar Falls	BCI Hawkeye Division (Buckeye Corregated Inc.)(AS)			$0	$13,554,870	$13,554,870	$252,146			$252,146
10/20/2017	Dubuque	Cottingham & Butler Insurance Services, Inc. (MP)		$80,000	$80,000	$2,300,000	$2,300,000	$141,000	$90,000		$51,000
10/20/2017	Norway	Frontier Natural Products Co-op (MP)			$0	$3,180,000	$3,380,000	$185,700	$91,500	$3,000	$91,200
10/20/2017	Orange City	K2W Precision Inc. (AS)			$0	$3,445,000	$3,495,000	$148,200	$103,200		$45,000
10/20/2017	Charles City	Zoetis, Inc. & Subsidiaries (MP)			$0	$54,000,000	$55,000,000	$2,499,000	$1,620,000	$15,000	$864,000
11/17/2017	Riverdale	Arconic Inc. (AS)		$1,500,000	$1,500,000	$159,560,000	$162,560,000	$4,331,400	$3,000,000	$90,000	$1,241,400
11/17/2017	Swisher	Cedar Ridge Vineyard, LLC (AS)			$0	$2,000,000	$2,000,000	$86,250	$60,000		$26,250
11/17/2017	Fort Dodge	CJ Bio America, Inc. (AS)			$0	$46,107,000	$51,047,000	$901,430	$500,000	$1,500	$399,930
11/17/2017	Urbandale	Intelligent Solutions Group a Division of Deere & Co (AS)			$0	$32,600,000	$32,600,000	$2,900,000	$2,093,000		$807,000
11/17/2017	Newton	TPI Iowa LLC (AS)	$500,000	$500,000	$1,000,000	$6,000,000	$6,700,000	$613,000	$580,000		$33,000
12/15/2017	Milford	Liberty Diversified International (Safco) (AS)	$250,000	$250,000	$500,000	$14,995,000	$15,095,000	$15,000			$15,000
		TOTALS	**$2,532,000**	**$5,835,900**	**$8,367,900**	**$2,764,613,100**	**$2,872,331,484**	**$66,360,376**	**$38,104,243**	**$1,024,633**	**$24,890,122**

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ANEXO 30

...SUPREMO EXTERIOR
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SECRETARÍA DE ESTADO
DENNIS RICHARDSON
SECRETARIO DE ESTADO

LESLIE CUMMINGS
SUBSECRATRIA DE ESTADO

ESTADO DE OREGON

1859

DIVISIÓN DE ARCHIVOS
MARY BETH HERKERT
DIRECTOR

800 SUMMER STREET NE
SALEM, OR 97310
503-373-0701

ORDEN ADMINISTRATIVA PERMANENTE

DOE 1-2018
CAPÍTULO 330
DEPARTAMENTO DE ENERGÍA

RADICADO
01/10/2018 1:00 PM
DIVISIÓN DE ARCHIVOS
SECRETARIO DE ESTADO

TÍTULO DE RADICACIÓN: Revocación de dictámenes del programa Fondo Rotatorio de Vehículos de Combustibles Alternativos.

FECHA EFECTIVA: 01/10/2018

FECHA APROBADA POR LA AGENCIA: 01/10/2018

CONTACTO: Elizabeth Ross
503-378-4040
elizabeth.ross@oregon.gov

550 Capitol Street NE
Salem, OR 97301

Radicado por:
Elizabeth Ross
Coordinadora de Dictámenes

DICTÁMENES:

330-110-0010, 330-110-0060

ENMIENDA: 330-110-0010

TÍTULO DEL DICTÁMEN: Definiciones

FECHA DE RADICACIÓN DE NOTIFICACIÓN: 11/16/2017

RESUMEN DEL DICTÁMEN: Para implementar las Leyes de Oregón 2017, capítulo 725, sección 2 (HB 3470), el Departamento de Energía de Oregón revocó y eliminó secciones del dictamen relacionado con el programa Fondo Rotatorio de Vehículos de Combustibles Alternativos. Las Leyes de Oregón 2013, capítulo 774 (SB 583) crearon el Fondo Rotatorio de Vehículos de Combustibles Alternativos permitiendo al departamento dar préstamos a entidades públicas y tribus para asistirlos en la compra de vehículos de combustible alternativos nuevos y para la conversión de vehículos existentes que utilizaban gasolina o Diesel a combustible alternativo. Las Leyes de Oregón 2014, capítulo 38 (HB 4107) modificaron el programa añadiendo elegibilidad para ciertas entidades privadas. No se hizo ningún préstamo del programa y en 2017 la legislatura revocó el programa Fondo Rotatorio de Vehículos de Combustibles Alternativos. Los dictámenes tienen efecto desde el momento de la radicación.

TEXTO DEL DICTÁMEN:

Las siguientes definiciones aplican según el uso que se les da en el ORS 470 Capítulo 470 y en el presente dictamen:

(1) "Garantía adecuada" significa la prenda de bienes muebles o inmuebles entregados para garantizar un crédito contra pérdida o mejora de crédito, garantía u otro título valor autorizado por la ORS 470.170, dada como garantía de que el crédito será pagado.

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(2) "Proyecto de combustibles alternativos" se refiere a las subsecciones (a) y (b):

(a) La compra de una flota de vehículos modificados o adquiridos directamente de una fábrica y que:

(A) Utilicen algún combustible alternativo incluyendo electricidad, gasohol con al menos veinte por ciento de contenido de alcohol desnaturalizado, hidrógeno, hitano, metano, metanol, gas natural, propano, biodiesel o cualquier otro combustible aprobado por el Director; y

(B) Produzcan menos emisiones de exosto o con mayor eficiencia energética que aquellos que funcionan con gasolina.

(b) Una instalación, incluyendo una estación de servicio, necesaria para operar vehículos de combustible alternativo.

(3) "Solicitante" se refiere a cualquier solicitante del programa de créditos.

(4) "Solicitud" se refiere a una solicitud diligenciada en un formulario aprobado por el Departamento que contenga toda la información requerida, que esté fechado y firmado por un representante autorizado del solicitante, y acompañada de la documentación requerida y la solicitud y las pagos de inscripción. El término "solicitud" incluye toda la documentación presentada en conjunto con una solicitud de crédito, ya sea al momento de la radicación inicial de la solicitud de crédito o después y todas las modificaciones de la solicitud que fue presentada originalmente.

(5) "Biomasa" significa materia vegetal y animal, pero no combustibles fósiles.

(6) "Cogeneración" significa la producción secuencial de energía eléctrica o mecánica y energía térmica útil de una fuente primaria incluyendo pero sin limitarse a petróleo, gas natural o biomasa. La cogeneración debe cumplir con los Requisitos Técnicos del Programa de Créditos para Energía Local a Pequeña Escala.

(7) "Comité" se refiere al Comité Asesor de Proyectos de Energía Local a Pequeña Escala.

(8) "Medida de Conservación" significa un sistema, componente de un sistema, mecanismo o serie de mecanismos, servicio de soporte o combinación de los mismos que:

(a) Reduzca el uso de energía en la locación del proyecto;

(b) Evite directamente la pérdida de energía en la transmisión de energía;

(c) Conserve la energía utilizada el transporte y que los ahorros de energía sean sustancialmente en Oregón;

(d) Sea un proyecto de cogeneración; o

(e) Incremente la producción o eficiencia de o extienda la vida operativa de un sistema o proyecto descrito en la OAR 330-110-0010, incluyendo pero sin limitarse a reanudar un proyecto inactivo.

(9) "Combustibles convencionales" se refiere a energía o combustibles fósiles comprados.

(10) "Solvente" significa, con respecto a un solicitante, capaz de repagar sus deudas oportunamente, según lo evidencie su historial crediticio, recursos financieros suficientes u otra indicación de solidez financiera aprobada por el Departamento.

(11) "Cuenta morosa" significa un crédito que no ha sido pagado de conformidad con los términos de los documentos de crédito subyacentes.

(12) "Proyecto de demonstración" se refiere a un proyecto que presente tecnologías nuevas o mejoradas o diseños que prometan una producción costo-efectiva o la conservación de energía de ser adoptadas en el mercado.

(13) "Departamento" se refiere al Departamento de Energía de Oregón.

(14) "Director" se refiere al Director del Departamento o persona designada por el mismo.

(15) "Necesidad energética" se refiere a cualquiera de las demandas pronosticadas por el Departamento bajo el ORS 469.070 y la necesidad de ahorrar energía para recortar costos.

(16) "Viabilidad financiera" significa que:

(a) La fuente principal de repago para el crédito ha sido identificada, el solicitante es solvente y el proyecto es financieramente viable; y

(b) Se ofrece Garantía adecuada para suministrar una segunda fuente de repago.

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(17) "Estado financiero" se refiere al reporte de las operaciones o situación financiera de una persona incluyendo pero sin imitarse a balances, estados de situación financiera, estados de ingresos, estados de ganancias, estados de ingresos y gastos, estados de pérdidas y ganancias, estados de operaciones, estados de ganancias acumuladas, estados de flujo de caja, estados de cambios en la situación financiera, estados proforma, reportes de antigüedad y cualquier informe de contabilidad, revisión, auditoría, declaración de renta u otra información financiera presentada como, o como parte de, una representación de posición financiera en un formato aprobado por el Departamento utilizando los Principios de Contabilidad Generalmente Aceptados (PCGA).

(18) "Flota" significa dos o más vehículos utilizados para efectos comerciales o gubernamentales operados principalmente en Oregón.

(19) "Crédito interino" significa el desembolso de un préstamo del programa con el fin de pagar los costos de pre-construcción y otros costos aprobados de un proyecto antes de la financiación permanente.

(20) "Contrato de crédito" significa, además de la definición establecida en el ORS 470.050, el contrato de crédito y todos los demás documentos requeridos por el director para hacer un préstamo o cambiar sus términos y condiciones.

(21) "Comunidad local o región" se refiere a uno o más usuarios en Oregón.

(22) "Corporación municipal" tiene el significado asignado a dicho término en el ORS 470.050.

(23) "Persona" se refiere a una persona natural o jurídica válidamente existente y debidamente incorporada bajo las leyes de un estado, incluyendo pero sin limitarse a una sociedad.

(24) "Preferencia" significa, en cualquier elección entre proyectos o solicitantes financieramente viables, la preferencia bajo el ORS 470.080 y los presentes dictámenes.

(25) "Fuente primaria de repago" significa los ingresos producidos por el prestatario de un crédito que están siendo o serán utilizados para pagar el servicio de la deuda en un préstamo.

(26) "Programa" se refiere al Programa de Créditos para Energía Local a Pequeña Escala.

(27) "Proyecto" tiene el significado asignado a "proyecto de energía local a pequeña escala" en el ORS 470.050; incluyendo sistemas o dispositivos que implementen una o más medidas de conservación, utilicen recursos renovables para suplir una necesidad energética local o regional en Oregón o que sean proyectos de reciclaje o de combustibles alternativos. Un proyecto también puede ser una mejora que aumente la producción o eficiencia de o extienda la vida operativa de un sistema o dispositivo o proyecto descrito en los presentes dictámenes, incluyendo pero sin limitarse a la reanudación de un proyecto inactivo. Un proyecto también:

(a) Debe ser principalmente en Oregón pero puede tener componentes contiguos menores en un estado vecino, o en el caso de conservación de la energía el proyecto puede brindar beneficios sustanciales a Oregón. Los componentes ubicados en Oregón deben ser más del 70 por ciento de la parte del costo del proyecto financiada por el programa.

(b) Pueden conservar energía directa o indirectamente o habilitar la conservación de energía o utilizar o habilitar el uso de un recurso renovable, por parte del solicitante u otra persona, para producir energía como, por ejemplo, la transmisión o condicionamiento de energía, almacenamiento d energía o medición inteligente; y

(c) Puede reducir directa o indirectamente la cantidad de energía necesaria para la construcción y operación de una instalación, incluyendo la manufactura y transporte de materiales de construcción, pero el proyecto o componentes deben cumplir con las prácticas de sostenibilidad aceptables establecidas en los Requisitos Técnicos del Programa de Créditos para Energía Local a Pequeña Escala.

(28) "Calificado" significa, con respecto a un solicitante, habilitado y elegible bajo la ley para solicitar un crédito y celebrar un contrato de crédito.

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(29) "Proyecto de reciclaje" se refiere a una instalación o equipo que conserva energía mediante la conversión de desperdicios sólidos, según se define en el ORS 459.005, en productos nuevos y utilizables.

(30) "Recurso renovable" se refiere a energía solar, eólica, geotérmica, biomasa, desechos y agua.

(31) "Valor de garantía" significa el valor asignado por el Departamento, con base en una revisión interna o un avalúo por parte de un tercero calificado aceptable para el Departamento, al proyecto o título valor ofrecido como garantía por un crédito.

(32) "Pequeña empresa" tiene el significado asignado en el ORS 470.050.

(33) "Requisitos Técnicos del Programa de Créditos para Energía Local a Pequeña Escala" se refiere a los requisitos técnicos específicos del Departamento para ciertos proyectos. Una solicitud estará sujeta a los Requisitos Técnicos vigentes en la fecha en la que el Departamento reciba la solicitud.

(34) "Vida Útil" de un proyecto significa la cantidad de años que se espera que un proyecto funcione sin mayores reparaciones sin mayores reparaciones o reemplazos.

(35) "Calor Residual" significa calor producido pero no utilizado el cual puede ser aplicado a una necesidad energética.

AUTORIDAD ESTATUTARIA / OTRAS: ORS 469, 470.140
ESTATUTOS / OTROS IMPLEMENTADOS: ORS 470.050 – 470.310

REVOCATORIA: 330-110-0060

TÍTULO DEL DICTAMEN: Programa Fondo Rotatorio Para Vehículos de Combustible Alternativo; Términos del Crédito

FECHA DE RADICACIÓN DE NOTIFICACIÓN: 11/16/2017

RESUMEN DEL DICTAMEN: Para implementar las Leyes de Oregón 2017, capítulo 725, sección 2 (HB 3470), el Departamento de Energía de Oregón revocó y eliminó secciones del dictamen relacionado con el programa Fondo Rotatorio de Vehículos de Combustibles Alternativos. Las Leyes de Oregón 2013, capítulo 774 (SB 583) crearon el Fondo Rotatorio de Vehículos de Combustibles Alternativos permitiendo al departamento dar préstamos a entidades públicas y tribus para asistirlos en la compra de vehículos de combustible alternativos nuevos y para la conversión de vehículos existentes que utilizaban gasolina o Diesel a combustible alternativo. Las Leyes de Oregón 2014, capítulo 38 (HB 4107) modificaron el programa añadiendo elegibilidad para ciertas entidades privadas. No se hizo ningún préstamo del programa y en 2017 la legislatura revocó el programa Fondo Rotatorio de Vehículos de Combustibles Alternativos. Los dictámenes tienen efecto desde el momento de la radicación.

TEXTO DEL DICTAMEN

(1) El Departamento usará los dineros del Fondo Rotatorio Para Vehículos de Combustible Alternativo para otorgar créditos a entidades privadas según lo definido en el ORS 469.960, organismos públicos definidos en 174.109 y tribus indígenas reconocidas federalmente en Oregón y podrá utilizar los dineros para pagar los gastos del departamento por concepto de la administración del Fondo Rotatorio Para Vehículos de Combustible Alternativo, el Programa Fondo Rotatorio Para Vehículos de Combustible Alternativo y costos asociados.

(2) Según se define en el ORS 469.960 para ser elegibles para este programa de crédito, las entidades privadas deben operar una flota de vehículos motores con domicilio en el área

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descrita en 468A.390 o 815.300 y no deben contratar conductores de flota que califiquen como contratistas independientes, según se define en 670.600.

(a) El departamento puede usar la dirección que aparece en las escrituras de los vehículos, el área en la que los vehículos son operados la mayoría del tiempo y otra evidencia de la ubicación de uso principal para determinar el domicilio de la flota. La sección (2) no aplica a organismos públicos o tribus.

(b) Las entidades privadas elegibles deben certificar, en el formulario de aplicación, declarando que no contratan a conductores de flota quienes califiquen como contratistas independientes.

(3) Los créditos no pueden ser utilizados para la compra completa o cualquier gasto no relacionado con el proyecto de vehículos de combustible alternativo. Los créditos deben ser utilizados para:

(a) Asistir en la compra de nuevos vehículos de combustible alternativo mediante la provisión de fondos para el costo incremental de la compra de vehículos de combustible alternativo por encima del costo de comprar vehículos que no son vehículos de combustible alternativo; o

(b) Convertir o modificar vehículos existentes que utilicen gasolina o Diesel en vehículos de combustible alternativo. Una conversión o modificación de un automotor debe incluir al menos un combustible alternativo elegible según se describe en la OAR 330-110-0060(4).

(4) Vehículo de combustible alternativo significa:

(a) Un automotor según se define en el ORS 801.360;

(b) Que sea fabricado o modificado para utilizar un combustible alternativo, incluyendo pero sin limitarse a, energía eléctrica, biocombustible, gasohol, con al menos 20% de contenido de alcohol desnaturalizado, hidrógeno, hitano, metano, metanol, gas natural, propano o cualquier otro combustible aprobado por el departamento;

(c) Que produzca menores emisiones de exhosto o tenga una mayor eficiencia energética que los equipos equivalentes que funcionan con gasolina o Diesel;

(d) Registrados en Oregón de conformidad con el ORS 803; y

(e) Si una conversión, modificación o equipo nuevo es instalado por un técnico calificado que cumpla con las normas de la Agencia de Protección Ambiental o el Comité de Recursos de Aire de California.

(5) Los términos y tasa de interés para estos créditos serán establecidos por el departamento para recuperar el costo administrativo de este programa de crédito y para mantener una fuente perpetua de financiamiento para el Programa Fondo Rotatorio Para Vehículos de Combustible Alternativo. Un crédito debe estar completamente amortizado a más tardar 6 años después de la compra del vehículo de combustible alternativo nuevo financiado por el crédito o la conversión de un vehículo que utilice gasolina o Diesel en un vehículo de combustible alternativo.

(6) El departamento convocará un comité para revisar y priorizar créditos, según se necesite.

(7) El departamento podrá dar una lista de los criterios de evaluación para priorizar solicitudes de crédito. El departamento les dará prioridad a créditos para conversiones o modificaciones. Los criterios adicionales que el departamento podrá considerar para cada vehículo cubierto por la solicitud incluyen, pero sin limitarse a:

(a) Capacidad de desplazamiento de combustible;

(b) Área geográfica o condiciones económicas locales del domicilio,

(c) Cronograma de repago acelerado,

(d) Antigüedad del vehículo,

(e) Kilometraje anual estimado,

(f) Peso bruto del vehículo, y

(g) Emisiones.

(8) Una solicitud de crédito debe hacerse en formularios aprobados por el departamento y de la manera establecida por el departamento. Un solicitante debe designar al Programa Fondo Rotatorio para Vehículos de Combustible Alternativo en la sección de objeto de la solicitud e

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incluir los pagos requeridos. Por cada vehículo cubierto por la solicitud, la solicitud debe incluir información necesaria para la priorización en la OAR 330-110-0060(6) más la siguiente información:

(a) Número de Identificación del Vehículo;
(b) Marca, modelo, año y descripción del vehículo;
(c) Lectura actual del odómetro;
(d) Nombre del propietario;
(e) Peso bruto del vehículo;
(f) Economía combustible;
(g) Kilometraje anual estimado;
(h) Autoridad prestadora;
(i) Información de repago del crédito, identificando la fuente específica de ingresos para efectos de repago; y
(j) Cualquier otra información solicitada por el departamento.

(9) La presentación de una solicitud de crédito no garantiza que el departamento apruebe el crédito al solicitante.

(10) Los ingresos de créditos recibidos del Fondo Rotatorio para Vehículos de Combustible Alternativo se pueden usar para compras o conversiones según lo descrito en la OAR 330-110-0060(2) no más de 60 días antes de que el departamento reciba la solicitud de crédito.

(11) Ningún prestatario podrá obtener un crédito por más del 30 por ciento del total de los fondos disponibles y no comprometidos del Fondo Rotatorio para Vehículos de Combustible Alternativo. El departamento podrá ajustar el porcentaje permitido a un prestatario con base el uso del programa. El departamento también podrá establecer un monto total máximo de todos los créditos que una sola entidad pública o tribu puede tener bajo el Fondo Rotatorio para Vehículos de Combustible Alternativo.

(12) Los créditos obtenidos del Fondo Rotatorio para Vehículos de Combustible Alternativo estarán sujetos a las normas de suscripción y los requerimientos de la OAR Capítulo 330, división 110. Los créditos requieren la aprobación final del Director.

(13) De conformidad con el ORS 469.964 modificado por las Leyes de Oregón 2014, capítulo 38, sección 4, el departamento podrá cobrar por las solicitudes de créditos del Fondo Rotatorio para Vehículos de Combustible Alternativo. Los Solicitantes pagarán las siguientes tarifas y cargos:

(a) Para montos de créditos de $100.000 o más:
(A) Una tarifa no rembolsable por solicitud del 0,1 por ciento del monto del crédito solicitado hasta $2.500.
(B) Una tarifa de suscripción no reembolsable de lo mayor entre $500 o el 1.5 por ciento del monto del crédito solicitado sin exceder $10.000.
(C) Argos por conceptos incluyendo, pero sin limitarse a, reportes de crédito, asesoría de expertos, honorarios legales, inspecciones de construcción, tarifas de desembolso, tarifas de servicio y avalúos, a menos que los cargos incurridos beneficien también a otra solicitud, en cuyo caso los cargos se dividirán en partes iguales. Dichos cargos se estimarán o detallarán para el solicitante antes de ser incurridos.
(b) Para montos de créditos hasta $100.000, consultar la Tabla de tarifas de Créditos del departamento para una tarifa que combina las tarifas y cargos descritos en esta sección la cual es menor o igual a la suma de las tarifas y cargos descritos en esta sección.
(c) Un cargo por el costo de cada solicitud para liberar o modificar una garantía.

(14) Un prestatario del Fondo Rotatorio para Vehículos de Combustible Alternativo debe reportar anualmente durante el término del crédito, lo siguiente:

(a) Kilometraje andado,
(b) Cantidad de combustible consumido, y
(c) Otros datos descritos en el contrato de crédito.

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(d) AUTORIDAD ESTATUTARIA / OTRAS: ORS 469.040 469.963, 469.966
(e) ESTATUTOS / OTROS IMPLEMENTADOS: ORS 469.960 – 469.966

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ANEXO 31

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Las secciones ORS en este capítulo fueron modificadas o revocadas por la Asamblea Legislativa durante su sesión regular del 2018. Ver la tabla de las secciones ORS modificadas o revocadas durante la sesión regular del 2018: Tabla M&R 2018

Se agregaron nuevas secciones de ley mediante acción legislativa al presente capítulo de ORS o a una serie dentro del presente capítulo de ORS por parte de la Asamblea Legislativa durante su sesión regular del 2018. Vea las secciones en los siguientes capítulos de las Leyes de Oregón del 2018: Sesiones de Ley 0108 de 2018

Nuevas secciones de ley fueron promulgadas por la asamblea legislativa durante su sesión regular de 2018 y pertenecen a o posiblemente serán compiladas en el presente capítulo de ORS. Vea las secciones en los siguientes capítulos de las Leyes de Oregón del 2018: Sesiones de Ley 0108 de 2018; Sesiones de Ley 0111 de 2018

EDICIÓN 2017

CRÉDITOS DE IMPUESTO DE RENTA O SOBRE LAS VENTAS

INGRESOS E IMPOSICIÓN

DISPOSICIONES GENERALES

315.004 Definiciones; adopción de partes del código de ingresos internos y aplicación de leyes y regulaciones federales; correcciones técnicas

. . .

MEDIO AMBIENTE Y ENERGÍA

315.304 Instalaciones de control de polución

315.326 Contribuciones al desarrollo de energías renovables; subasta de créditos tributarios; certificación; normas

315.329 Certificado de financiación en lugar de crédito tributario

315.331 Proyectos de conservación de energía

315.336 Proyectos de transporte

(Las disposiciones temporales relacionadas con el crédito disponible para contribuciones certificadas de vehículos de combustible alternativo se encuentran compiladas como notas de conformidad con el ORS 315.336)

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315.341 Instalaciones para la fabricación de equipos de recursos energéticos renovados

315.354 Instalaciones de conservación de energía

315.356 Otras subvenciones tales como compensación del costo de instalaciones de conservación de energía; cambios en la elegibilidad para participación en otros programas

(Las disposiciones temporales relacionadas con motores de camiones de baja emisión están compilados como notas de conformidad con el ORS 315.356)

315.357 Límite de tiempo aplicable a créditos tributarios de conservación de energía

315.465 Biocombustibles y mezclas de combustibles

315.469 Biodiesel utilizado para calefacción residencial

. . .

315.357 Límite de tiempo aplicable a créditos tributarios de conservación de energía. (1) Para instalaciones distintas a instalaciones para la fabricación de equipos de recursos energéticos renovables, al contribuyente no se le concederá un crédito bajo el ORS 315.354 a menos que el contribuyente:

(a) Presente una solicitud de certificación preliminar bajo el ORS 469B.145 en o antes del 15 de abril de 2011;

(b) Reciba una certificación preliminar bajo el ORS 469B.157 antes del 1 de julio de 2011; y

(c) Reciba una certificación final bajo el ORS 469B.161 antes del 1 de enero de 2013, o haya demostrado al Departamento Estatal de Energía, evidencia del comienzo de la construcción antes del 15 de abril de 2011.

(2) Cualquier certificación preliminar emitida para una instalación distinta a instalaciones para la fabricación de equipos de recursos energéticos renovables, bajo el ORS 469B.157 que siga pendiente al 1 de julio de 2011 se vencerá el 1 de julio de 2014. [2007 c.843 §24; 2009 c.913 §15; 2010 c.76 §5; 2011 c.474 §24; 2011 c.730 §1; 2012 c.45 §16]

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ANEXO 32

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Departamento de Energía

Capítulo 330

División 90
CRÉDITO DE IMPUESTOS A EMPRESAS DE ENERGÍA (BETC)

330-090-0160
Fechas Límite del Programa de Crédito de Impuestos a Empresas de Energía

(1) El ORS 315.357 contiene las fechas límites del Programa de Crédito de Impuestos a Empresas de Energía. Los solicitantes deben cumplir los plazos que aplican a sus proyectos:

(a) Los solicitantes con una certificación preliminar que no puedan demostrar evidencia del comienzo de la construcción antes del 15 de abril de 2011 deben recibir certificación final antes del 1 de enero de 2013. El Director no garantiza que una solicitud de certificación final recibida en o después del 1 de noviembre de 2012 será procesada antes del 1 de enero de 2013.

(b) Los solicitantes con una certificación preliminar que puedan demostrar evidencia del comienzo de la construcción antes del 15 de abril de 2011 deben recibir certificación final antes del 1 de enero de 2014. El Director no garantiza que una solicitud de certificación final recibida en o después del 1 de mayo de 2014 será procesada antes del 1 de julio de 2014.

(c) Los solicitantes con una certificación preliminar que se vence antes del 1 de julio de 2014 deben solicitar una extensión para la certificación de conformidad con la OAR 330-090-0130(9) o presentar la solicitud de certificación final antes de la fecha de vencimiento del certificado preliminar. No hay extensión automática o renuncia para certificaciones preliminares que se vencen antes de la fecha límite.

(2) Los solicitantes con una certificación preliminar pueden aplicar al departamento para demostrar que la construcción de la instalación comenzó antes del 15 de abril de 2011.

(a) Una aplicación debe incluir al menos los siguientes elementos:

(A) Un breve reporte de los avances de la instalación.

(B) Un cronograma de construcción que muestre la fecha de finalización esperada.

(C) Una declaración de que la instalación será finalizada según lo aprobado en la certificación preliminar.

(D) Evidencia de inicio de construcción, incluyendo pero sin limitarse a:

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(i) Una copia de un permiso de construcción u otro permiso emitido para la instalación con fecha anterior al 15 de abril de 2011.

(ii) Evidencia de actividad de construcción de la instalación, para el periodo en o después de lo más tarde entre la certificación preliminar o la aprobación del permiso de construcción y antes del 15 de abril de 2011.

(iii) Evidencia de actividad de construcción de la instalación, para el periodo en o después de la certificación preliminar y antes del 15 de abril de 2011.

(b) La evidencia de actividad de construcción de la instalación puede incluir, pero sin limitarse a:

(A) Facturas pagadas por actividades completadas de construcción.

(B) Cronograma de actividades de construcción relacionados con la locación de la instalación,

(C) Documentos pagados de alquiler de equipos de construcción.

(D) Un informe escrito del ingeniero del proyecto o instalador firmado sujeto a penalidades de falso testimonio describiendo el trabajo que se había comenzado antes del 15 de abril de 2011.

(c) La evidencia de actividad de construcción de la instalación puede incluir, pero sin limitarse a:

(A) Facturas pagadas por actividad de ensamble o manufactura de la instalación.

(B) Cronograma de actividades de ensamble o manufactura relacionados con la locación de la instalación,

(C) Un informe escrito del ingeniero del proyecto o fabricante firmado sujeto a penalidades de falso testimonio describiendo el trabajo que se había comenzado antes del 15 de abril de 2011.

(d) Las aplicaciones deben ser recibidas por el departamento antes del 1 de octubre de 2012.

(e) El Departamento revisará la información suministrada y responderá la aplicación dentro 60 días. Como parte de su decisión, el departamento podrá solicitar información adicional del solicitante y podrá hacer inspecciones.

(A) El departamento emitirá por escrito una carta de aceptación a los solicitantes que puedan demostrar evidencia del comienzo de la construcción. La carta de aceptación

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indicará la fecha en la que el solicitante debe recibir la certificación final para recibir un crédito bajo el ORS 315.354.

(B) El departamento emitirá una carta a los solicitantes que no han suministrado suficiente evidencia del comienzo de la construcción explicando las razones de la negación.

(3) Transferencia de créditos tributarios emitidos a un solicitante. En esta sección, un cesionario se refiere a una persona natural o empresa que paga el monto de transferencia a un solicitante que ha recibido el certificado de crédito tributario, y recibe un certificado reemitido de crédito tributario en lugar del solicitante original.

(a) Un solicitante que ha recibido un certificado de crédito tributario podrá transferir el crédito tributario a un cesionario elegible a través del proceso del departamento establecido por las presentes reglas.

(b) Si un solicitante usa cualquier parte del crédito tributario este no podrá ser transferido, de conformidad con el ORS 469B.167(3). Para efectos de la transferencia del crédito tributario, un crédito tributario se entiende como utilizado cuando cualquier parte del crédito tributario reduce o compensa cualquier parte de la obligación tributaria del solicitante.

(c) El departamento brindará asistencia en la ubicación de un cesionario, sin embargo el departamento no garantiza que se valla a ubicar o a obtener un cesionario.

(d) Un certificado de crédito tributario puede ser reemitido una vez, una vez se haga la transferencia del solicitante al cesionario.

(e) Un certificado de crédito tributario podrá ser reexpedido a nombre del cesionario persona natural o jurídica solamente.

(f) El cesionario no podrá reclamar el crédito para un año fiscal anterior al año en el cual el cesionario pague por el crédito.

(g) El solicitante tenedor del certificado de crédito tributario debe presentar una solicitud de transferencia de crédito tributario y hacer el pago requerido al departamento. La solicitud de transferencia de crédito tributario debe:

(A) Incluir una declaración jurada de parte del solicitante tenedor del certificado de crédito tributario afirmando que ninguna parte del crédito tributario ha sido reclamada y que el solicitante ha recibí do un pago en efectivo equivalente al valor presente del crédito de parte del cesionario, calculado según las presentes reglas.

(B) Otorgar un poder para autorizar al departamento para confirmar con el Departamento de Hacienda Pública que ninguna parte del crédito tributario ha sido reclamada.

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(C) Incluir el certificado de crédito tributario original emitido al solicitante o una declaración jurada de parte del solicitante sobre el formulario de solicitud.

(h) Una vez se cumpla esta regla y cualquier otro requisito aplicable, el departamento reemitirá el certificado de crédito tributario al cesionario.

Autoridad Estatutaria/Otras: ORS 469.040 & 469B.161
Estatutos/Otros Implementados: ORS 469B.130 - 469B.171 & 315.354 - 315.357
Historia:
Revertido a DOE 1-2013, f. & cert. ef. 5-13-13
DOE 1-2015(Temp), f. & cert. ef. 3-23-15 a 9-18-15
DOE 1-2013, f. & cert. ef. 5-13-13
DOE 12-2012(Temp), f. & cert. ef. 11-16-12 a 5-14-13
DOE 8-2012, f. & cert. ef. 7-10-12
DOE 10-2011, f. & cert. ef. 11-30-11

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ANEXO 33a

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July 28, 2017

The Honorable Terence R. McAuliffe
Governor of Virginia
Office of the Governor

Dear Governor McAuliffe:

As required by§ 3.2-309 of the Code of Virginia, enclosed is the biannual report for the Governor's Agriculture and Forestry Industries Development (AFID) fund covering January 1, 2017 through June 30, 2017. The report includes details on all new projects awarded AFID Facility and Planning grants and updates on previously awarded Facility grant projects.

Should you have any questions regarding this submission, please do not hesitate to contact me.

Sincerely,

Basil I. Gooden

BIG
Enclosures

cc: Sandra J. Adams, Commissioner, Virginia Department of Agriculture and Consumer Services

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The General Assembly created the AFID incentive program during the 2012 legislative session, funding it at $1 million per year beginning in fiscal year (FY) 2013, with $750,000 of each year's amount dedicated to AFID Facility Grants and $250,000 to AFID Planning Grants. In FY 2015, amendments to the AFID program were approved by the General Assembly through Item 87 of the 2015 Appropriation Act (Chapter 665, 2015 Acts of Assembly). The amendments removed the budget language which specified a portion of the funding to be used for Planning Grants, so that both AFID Facility and Planning Grant programs draw upon the fund without restriction. For FY 2017, $2,000,000 was appropriated to the AFID fund (Chapter 780, 2016 Acts of Assembly). In October 2016, the Governor approved a budget reduction plan that reduced the general fund amount deposited to the AFID fund by $220,000, resulting in a total deposit of $1,780,000 for FY 2017.

AFID Facility Grant Program

As of June 30, 2017, fifty (50) AFID Facility Grants have been awarded since the inception of the program, supporting a variety of agriculture and forestry based economic development projects. Of these, forty-six (46) have executed Performance Agreements between the localities and the companies and funds have been disbursed. Progress is being made in completing the Performance Agreements for the other awardees. Total AFID Facility Grant awards for these 50 projects amount to $4,389,700. Of this amount, $3,592,200 has been expended, with the balance of $797,000 expected to be expended to projects already committed in the next six months. These 50 projects represent 1,546 new jobs and 218.4 Full-Time Equivalents (FTEs) across 36 localities, $395,229,897 in new capital investments, and $378,313,219 in new Virginia-grown purchases. These agribusinesses have, on average, committed to purchase from Virginia approximately 81% of all the additional agricultural and forest products they will use to meet their new value-added processing needs.

Since January, two projects were removed from the active list. In January, Reiss Foods closed its Virginia location and made a full repayment of the AFID grant funds awarded. Also in January, VDACS was notified that Appalachian Mountain Spirits would not move forward with the project in Smyth County; no AFID grant funds were disbursed for this project.

Within the reporting period, two projects - Montague Farms and Shenandoah Pineapples - have successfully completed their performance period and met all targets. A total of three projects have successfully completed their award, resulting in $11,806,623 in new capital investment, 427 new jobs, and $152,143,719 in new Virginia-grown purchases.

The Secretary of Agriculture and Forestry and Virginia Department of Agriculture and Consumer Services (VDACS) continues to receive a great number of inquiries and expressions of interest into the program. In addition to the 50 announced projects, there are more than 40 in various stages of development and consideration by the Secretariat with the opportunity for multiple announcements to be made during the next six months.

For the second half of FY 2017, a total of $848,000 was committed in AFID Facility Grant funds to assist nine (9) new and expanding projects in the Commonwealth, which represents the commitment of $63,822,475 in new capital investment, 170 new jobs and 13 FTEs, and $24,911,916 in new Virginia-grown purchases. These companies have, on average, committed to purchase from Virginia

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approximately 77% of all the new agricultural and forest products they will [illegible] to meet their new value-added processing needs. Summaries of these projects organized by announcement date are listed below:

Completed AFID Facility Grant Projects

Homestead Creamery, Inc. (announced December 2012) New manufacturer of dairy-related products	
Location	Franklin County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $60,000 AFID – building expansion and renovations • $12,240 VJIP – job training • $45,000 TROF –building expansion and renovations
Other funds from the political subdivision and their use	$30,000 local cash grant – any lawful purposes
New jobs	Twenty (20)
New investment	$1.1 million
Minimum purchase Virginia-grown products	$1.5 million of Virginia milk, cream, eggs, and produce
Projected impact on agricultural and forestal producers	The impact on Virginia agriculture is especially strong; over 45 Virginia producers will benefit directly.
Timetable for project completion	2013 – 2016
Prevailing average wage in locality	$29,665/year
Average wage of project	$29,016/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $2,173,615 (198% attainment) New jobs – 21 (105% attainment) VA-grown products - $3,209,285 (170% attainment) Performance period ended Q3 FY 2016. All performance measures were met.

Shenandoah Processing, LLC (announced December 2013) New organic-certified custom poultry processor	
Location	City of Harrisonburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $79,050 VJIP – job training
Other funds from the political subdivision and their use	$50,000 local cash grant – any lawful purposes
New jobs	One hundred and two (102)
New investment	$2.5 million
Minimum purchase Virginia-grown products	$114.7 million or 25 million Virginia-grown chickens
Projected impact on agricultural and forestal producers	This project creates a significant positive impact on Valley poultry growers who will have a new market niche to exploit, a use for old (but viable) poultry houses, and a new processing option for their flocks.
Timetable for project completion	2014 – 2016
Prevailing average wage in locality	$31,250/year
Average wage of project	$35,498/year
Status	Performance Agreement completed; funds released to City.

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	Attainment to Date: Capital investment - $8,995,612 (361% attainment) New jobs - 403 (395% attainment) VA-grown products - $144,030,342 (125% attainment) Performance period ended Q3 FY 2017. All performance measures were met.

Montague Farms, Inc. (announced March 2014) New bagging line, warehouse and lab for soybean production	
Location	Isle of Wight County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$14,700 AFID – construction
Other funds from the political subdivision and their use	$14,700 rebate of local taxes paid over three years – any lawful purposes
New jobs	One (1) new job and two (2) FTEs
New investment	$618,490
Minimum purchase Virginia-grown products	$3.3 million or 6,500 metric tons in natto soybean purchases
Projected impact on agricultural and forestal producers	This project provides area farmers access to the new, high-value Korean sprouting soybean market.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$35,833/year
Average wage of project	$39,067/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $637,396 (103% attainment) New jobs - 5 (166% attainment) VA-grown products - 9,786 metric tons of natto soybeans (151% attainment) Performance period ended Q3 FY 2017. All performance measures were met.

Announced AFID Facility Grant Projects for the period January – June 2017:

Black Narrows Brewing Company (announced January 2017) New craft brewery	
Location	Accomack County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$11,000 AFID – building improvements
Other funds from the political subdivision and their use	$11,000 of local Enterprise Zone– any lawful purpose
New jobs	Five (5)
New investment	$360,000
Minimum purchase Virginia-grown products	$42,590 or 4,270 pounds in new purchases of Virginia-

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	grown ingredients
Projected impact on agricultural and forestal producers	This project will create a new high-profile market for Virginia-grown hops, oysters, fruit and honey.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$26,215
Average wage of project	$27,000
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Bad Wolf Public House (announced February 2017) New craft brewery	
Location	City of Manassas
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$10,000 AFID – building improvements
Other funds from the political subdivision and their use	$10,000 local cash grant – building improvement
New jobs	Two (2)
New investment	$207,475
Minimum purchase Virginia-grown products	$21,945 or 1,695 pounds in new purchases of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project will create a new high-profile market for Virginia-grown hops, honey, pumpkins and raspberries.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$59,908
Average wage of project	$22,880
Status	Performance Agreement completed; funds released to the City. Performance period ends Q4 FY 2020

Filibuster Distillery LLC (announced February 2017) Expansion of craft distillery	
Location	Shenandoah County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$30,000 AFID – building improvement
Other funds from the political subdivision and their use	$30,000 local cash grant – building improvements
New jobs	Eight (8)
New investment	$795,000
Minimum purchase Virginia-grown products	$263,250 or 1.6 million pounds of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project will create a new, high-profile market for Virginia producers of high-quality grain.
Timetable for project completion	2016 – 2019
Prevailing average wage in locality	$32,835/year
Average wage of project	$28,500/year
Status	Performance Agreement completed; funds released to the County.

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	Performance period ends Q4 FY 2020.

Shamrock Foods Company dba Shamrock Farms (announced March 2017) Expansion of state-of-the-art dairy manufacturing facility producing extended shelf life (ESL) products	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $400,000 AFID – building improvements • $400,000 Virginia Investment Partnership (VIP) – any lawful purpose • $58,500 Virginia Jobs Investment Program (VJIP) – job training
Other funds from the political subdivision and their use	$458,500 in local cash grant over five years – any lawful purpose
New jobs	Seventy-eight (78)
New investment	$44 million
Minimum purchase Virginia-grown products	$24 million or 15 million gallons in net new purchases of Virginia-produced milk
Projected impact on agricultural and forestal producers	This project will create a major new market for Virginia milk producers.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$41,964/year
Average wage of project	$45,760/year
Status	Performance Agreement completed; funds released to the County. Performance period end Q4 FY 2020

Ragged Mountain Farm, LLC dba Ragged Branch Distillery (announced April 2017) Expansion of craft distillery	
Location	Albemarle County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$17,000 AFID – building improvements
Other funds from the political subdivision and their use	$17,000 local cash grant – building improvements
New jobs	Four (4)
New investment	$225,000
Minimum purchase Virginia-grown products	$9,047 or 80,927 pounds of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project will create new, high-profile market for Virginia-grown grain.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$50,587/year
Average wage of project	$39,000/year
Status	Performance Agreement sent to the County for signatures.

Parkway Brewing Company (announced May 2017) Expansion of craft brewery	
Location	City of Salem
Grant amount committed from AFID	• $150,000 AFID – building improvements

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Other funds committed by the Commonwealth How these funds will be used	• $4,800 Virginia Jobs Investment Program – job training
Other funds from the political subdivision and their use	$150,000 local cash grant – building improvements
New jobs	Six (6) New Jobs and Seven (7) FTEs
New investment	$750,000
Minimum purchase Virginia-grown products	$20,500 or 7,300 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project will expand a high-profile market for Virginia-grown hops, wheat, honey and fruits.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$47,272/year
Average annual wage of project	$17,845/year (New jobs: $22,000, FTEs: $14,285)
Status	Performance Agreement sent to the City for review.

Lickinghole Creek Craft Brewery LLC (announced May 2017) Major expansion by craft brewery	
Location	Goochland County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building improvements • $16,800 VJIP – job training
Other funds from the political subdivision and their use	$250,000 in local cash grants – building improvements
New jobs	Thirty-six (36)
New investment	$12.1 million
Minimum purchase Virginia-grown products	$449,334 or 189,525 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project expands a high-profile market for Virginia-grown hops, grain, honey and produce.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$86,918/year
Average wage of project	$34,281/year
Status	Performance Agreement sent to the County for review.

Lickinghole Creek Craft Brewery (announced May 2017) Expansion of brewery to City of Lynchburg	
Location	City of Lynchburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $7,200 VJIP –job training • $15,200 EZ Job Creation Grant – building improvements • $100,000 EZ Real Property Improvement Grant – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant
New jobs	Twenty-eight (28)
New investment	$2.6 million
Minimum purchase Virginia-grown products	$102,444 or 48,231 pounds of Virginia-grown hops, grain and other produce
Projected impact on agricultural and forestal producers	This project will create a new local market for area hops, grain and fruit and vegetable producers.
Timetable for project completion	2017 – 2018

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Prevailing average wage in locality	$35,750/year
Average wage of project	$33,556/year
Status	Performance Agreement sent to the City for signatures.

Three Notch'd Brewing Company (announced June 2017) Expansion of craft brewery	
Location	City of Charlottesville
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant – building improvements
New jobs	Eight (8) New Jobs, One (1) FTE
New investment	$2.9 million
Minimum purchase Virginia-grown products	$175,616 or 124,405 pounds of Virginia-grown hops, wheat, honey
Projected impact on agricultural and forestal producers	This project expands a high-profile market for Virginia-grown hops, honey, wheat and produce.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$51,920
Average wage of project	$77,444
Status	Performance Agreement sent to the City for signatures.

The status of the previously announced AFID projects is detailed below:

Ongoing AFID Facility Grant Projects

Greencore USA, Inc. (announced March 2013) Expansion of sandwich and packaged food production operation	
Location	Stafford County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $75,000 AFID – site improvements • $154,000 VJIP – job training
Other funds from the political subdivision and their use	$75,000 local cash grant – any lawful purposes
New jobs	Three hundred fifty (350)
New investment	$5.5 million
Minimum purchase Virginia-grown products	$171,600 or 40,200 pounds of Virginia-grown produce
Projected impact on agricultural and forestal producers	This project will provide an expanded sales opportunity for Virginia vegetable growers.
Timetable for project completion	2013 – 2016
Prevailing average wage in locality	$46,646/year
Average wage of project	$29,000/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $4,749,000 New jobs - 45

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	VA-grown products - $133,225.62 Performance period has been extended to October 1, 2017 at request of locality.

Red Sun Farms, LLC (Agricola El Rosal) - (announced January 2013) First U.S. location for major Mexican high-technology, climate controlled greenhouses operation	
Location	Pulaski County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – site improvements • $350,000 Commonwealth's Opportunity Fund Grant (COF) – secure business location or expansion • $113,600 VJIP – job training • $200,000 Enterprise Zone Real Property Investment Grant – property improvements • $38,400 Enterprise Zone Job Creation Grants – incentivize jobs
Other funds from the political subdivision and their use	$2,000,000 in donated land – 100 acres valued at $20,000 per acre – site acquisition
New jobs	One hundred-forty-two (142)
New investment	$21 million
Minimum purchase Virginia-grown products	$17.9 million or 13.5 million pounds of tomatoes grown at facility
Projected impact on agricultural and forestal producers	The presence of such a large producer of tomatoes and peppers will attract packaging, shipping and related companies that will benefit from this agriculture industry in the region and state.
Timetable for project completion	2013 – 2018
Prevailing average wage in locality	$34,758/year
Average wage of project	$26,583/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $23,295,862.48 New jobs - 100 VA-grown products - $11,619,778.50 Performance period ends Q4 FY 2017

Shamrock Foods Company, dba Shamrock Farms (announced January 2013) New, state-of-the-art dairy manufacturing facility producing extended shelf life (ESL) products	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – site improvements • $250,000 COF – secure business location or expansion • $650,000 (up to) Economic Development Access Funds – construction, improvements, and/or maintenance for road access • $50,000 VJIP – job training • $10,000 (up to) Major Business Facility Jobs Tax Credit – any lawful purposes
Other funds from the political subdivision and their use	• $800,000 local cash grant – any lawful purposes • $1,280,000 in donated land - 40 acres of land valued at $32,000 per acre – site acquisition • $45,000 matching VJIP dollars – job training
New jobs	Sixty (60)

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New investment	$50 million
Minimum purchase Virginia-grown products	$13.5 million or 7.5 million gallons of Virginia milk
Projected impact on agricultural and forestal producers	The facility will be a significant new purchaser of Virginia milk.
Timetable for project completion	2013 – 2014
Prevailing average wage in locality	$38,360/year
Average wage of project	$39,553/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $59,817,572 New jobs - 53 VA-grown products - $2,791,549 Performance period ends Q4 FY 2017

Franklin Lumber, LLC (announced June 2013) New pine sawmill facility in the former Franklin IP plant	
Location	Isle of Wight County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $150,000 AFID – construction and installation costs • $71,000 VJIP – job training • $260,000 Enterprise Zone Job Creation Grants – job creation
Other funds from the political subdivision and their use	• $74,900 – Local Enterprise Zone 25% machinery & tools discount – any lawful purpose • $10,000 – Local Enterprise Zone jobs grant – incentivize job creation • $91,000 – Local Economic Development Incentive Grant – any lawful purpose
New jobs	Seventy-one (71)
New investment	$14.8 million
Minimum purchase Virginia-grown products	$11.5 million or 580,000 tons of Virginia-grown logs
Projected impact on agricultural and forestal producers	This project will have a significant positive impact on loggers and forest landowners in an area hard hit by the closure of the IP facility.
Timetable for project completion	2013 – 2018
Prevailing average wage in locality	$38,523/year
Average wage of project	$42,500/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $5,334,800 New jobs - 64 VA-grown products - 401,253 tons of logs Performance period ends Q2 FY 2018

Virginia Produce Company, Inc. (announced September 2013) Expansion/relocation of produce grading, packing and distribution company	
Location	Carroll County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $200,000 AFID – building improvements • $20,000 VJIP – job training • $20,000 Enterprise Zone Job Creation Grants – incentivize job creation

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	• $100,000 Enterprise Zone Real Property Improvement Grant – property improvements • $200,000 TROF – new jobs and investment
Other funds from the political subdivision and their use	• $1,056,500 – Reduced price sale of county owned building • $28,613 – Local Enterprise Zone benefits – any lawful purposes • $23,718 – Machinery and Tools Rebate – any lawful purposes • $13,090 – Local Economic Development grant - any lawful purposes • $40,000 – Local cash grant – any lawful purposes
New jobs	Twenty-five (25) new jobs and fifty (50) FTEs
New investment	$2.5 million
Minimum purchase Virginia-grown products	$12 million of Virginia-grown produce
Projected impact on agricultural and forestal producers	This project will have a significant positive impact on the current and prospective produce growers in the region – both through increased sales of current crops and opportunities for new crops.
Timetable for project completion	2013 – 2014
Prevailing average wage in locality	$27,109/year
Average wage of project	$19,261/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $2,324,953.68 New jobs – 25 New Jobs and 52 FTEs VA-grown products - $10,319,849.66 Performance period has been extended to March 31, 2018 at request of locality.

Trout River Dry Kiln, LLC (announced March 2014) New hardwood dry kiln facility	
Location	Nottoway County (Town of Crewe)
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – site improvements • $36,000 VJIP – job training
Other funds from the political subdivision and their use	$115,720 in donated land in the Crewe industrial park – 5.26 acres valued at $22,000 per acre – site acquisition
New jobs	Forty (40)
New investment	$5.5 million
Minimum purchase Virginia-grown products	$30.6 million of Virginia lumber purchases
Projected impact on agricultural and forestal producers	This project creates a major new demand for Virginia hardwood, providing new market opportunities for sawmills, loggers and landowners.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$31,828 /year
Average wage of project	$24,856/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $5,471,500

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	New jobs – 36 VA-grown products - $8,314,218.58 Performance period has been extended to September 30, 2018 at request of locality.

Vireol Bio Energy, LLC (announced April 2014) Restart and upgrade of former Osage Bioenergy ethanol plant	
Location	City of Hopewell
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – site improvements • $60,000 VJIP – job training • $180,000 Enterprise Zone Job Creation Grant – job creation • $100,000 Enterprise Zone Real Property Improvement Grant – property improvements • Up to $3,295,000, as authorized in the FY15 – FY16 biennial budget – Biofuels Production Incentive Grant Program (BPIG)
Other funds from the political subdivision and their use	$250,000 awarded as Machinery & Tools tax rebate through City's local Enterprise Zone incentive
New jobs	Seventy (70) - 45 direct, 25 qualifying contractor positions
New investment	$25.2 million
Minimum purchase Virginia-grown products	$105 million or 21.7 million bushels of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project creates a massive new market for Virginia-grown grain
Timetable for project completion	2014 – 2016
Prevailing average wage in locality	$49,239/year
Average wage of project	$39,875/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $101,795 New jobs - 76 VA-grown products - $29,182,920 Vireol Bio Energy, LLC was purchased by Green Plains, LLC October 2014. Vireol Bio Energy declared Chapter 11 bankruptcy November 2015. Hopewell filed a claim March 2016 in bankruptcy court to recover AFID funds. Case remains active.

Bloomaker USA, Inc. (announced June 2014) Expansion of flower producer	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – natural gas line extension • $8,000 VJIP – job training
Other funds from the political subdivision and their use	$58,000 local cash grant – natural gas line and employee training
New jobs	Eight (8) new jobs and ninety (90) FTEs
New investment	$2 million
Minimum purchase Virginia-grown products	$17.6 million in new plant sales
Projected impact on agricultural and forestal producers	In addition to supporting the greenhouse and nursery industry,

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	this project provides important cold-weather employment for ag workers.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$39,183/year
Average wage of project	$20,800/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $2,000,000 New jobs – 8 new jobs and 49 FTEs VA-grown products - $1,958,206 Performance period has been extended to October 1, 2018 at request of locality.

Retail Relay, Inc., dba Relay Foods - (announced June 2014) Expansion of on-line grocer specializing in local foods	
Location	City of Charlottesville
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $20,000 VJIP – job training
Other funds from the political subdivision and their use	$50,000 local cash grant – any lawful purposes
New jobs	Twenty-five (25)
New investment	$735,000
Minimum purchase Virginia-grown products	$353,309 of new purchases of meat, milk & produce
Projected impact on agricultural and forestal producers	Relay's retail platform and dedication to sourcing local provides a powerful, cost-effective retail and distribution network for numerous local ag and specialty foods producers.
Timetable for project completion	2014 – 2016
Prevailing average wage in locality	$44,447 /year
Average wage of project	$42,515/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $206,387 New jobs - 9 VA-grown products - $7,503,466.74 The company merged with Colorado-based Door to Door Organics, Inc. in June 2016. Relay closed all Virginia operations in January 2017. A full clawback of AFID funds was received by VDACS March 7, 2017. This project will be removed from future reports.

Independence Lumber, Inc. (announced August 2014) Reconstruction of sawmill at existing lumber operation	
Location	Grayson County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – reconstruction and building improvements • $20,000 VJIP – job training • $150,000 TROF – new jobs and investment
Other funds from the political subdivision and their use	$175,000 Grayson County Performance Grant (cash reimbursement of taxes over a five year period)

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New jobs	Twenty-five (25)
New investment	$5.1 million
Minimum purchase Virginia-grown products	$18 million or 60 metric board feet (mbf) in timber purchases
Projected impact on agricultural and forestal producers	This project provides a new market to area loggers and forest land owners.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$26,882/year
Average wage of project	$31,200/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $13,938,905 New jobs - 65 VA-grown products $13,343,968 Performance period ends Q4 FY 2017

Black Hops Farm, LLC (announced December 2014) New hops production and processing facility	
Location	Loudoun County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$40,000 AFID – construction
Other funds from the political subdivision and their use	• $39,700 local cash grant • $300 Permit Fee Waiver
New jobs	Eleven (11) part-time and seasonal employees
New investment	$911,500
Minimum purchase Virginia-grown products	$21,500 or 2,150 pounds of Virginia hops
Projected impact on agricultural and forestal producers	This project will revolutionize hops production in Virginia by making commercial scale production economically viable.
Timetable for project completion	2015 – 2017
Prevailing average wage in locality	$59,921/year
Average wage of project	$13,009/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $635,003.81 New jobs – 3 full-time, 4 part-time, 6 seasonal part-time positions Virginia-grown products – $2,360 Performance period ends Q3 FY 2018

Copper Fox Distillery, LLC (announced December 2014) New production facility for craft distiller	
Location	City of Williamsburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building renovations • $19,600 VJIP – job training
Other funds from the political subdivision and their use	$204,000 – reduced priced sales of City-owned site and repair work done to site
New jobs	Twenty-five (25) new jobs and three (3) FTEs

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New investment	$2 million
Minimum purchase Virginia-grown products	$457,710 or 1,087 tons of Virginia grain
Projected impact on agricultural and forestal producers	This project creates a new market for specialty grain producers and highlights the role of Virginia agriculture products in craft spirits.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$34,843/year
Average wage of project	$28,214/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $1,250,000 New jobs – 6 New Jobs and 3 FTEs VA-grown products - $50,000 Performance period ends Q3 FY 2019

Seven Hills Food, LLC (announced December 2014) Major new independent meat processing facility	
Location	City of Lynchburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building renovations • $34,400 VJIP – job training • $30,300 Enterprise Zone Job Creation Grant – project equity • $100,000 Enterprise Zone Real Property Improvement – project equity
Other funds from the political subdivision and their use	• $250,000 Lynchburg Economic Development Authority Strategic Initiatives Grant – building upgrades • $25,000 Local Enterprise Zone Redevelopment Program – building upgrades
New jobs	Forty-three (43)
New investment	$2.9 million
Minimum purchase Virginia-grown products	$14.5 million or 12,000 cattle and hogs
Projected impact on agricultural and forestal producers	This project creates a major new market for independent Virginia producers of finished cattle and hogs.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$40,831/year
Average wage of project	$31,256/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $3,050,000 New jobs - 26 VA-grown products - $1,893,367 Performance period ends Q3 FY 2019

Big Trouble, LLC dba Big Trouble Malting and Spirits (announced March 2015) New malting facility and craft distillery	
Location	City of Petersburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building renovations • $60,000 Enterprise Zone Real Property Improvement Grant – property improvements

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Other funds from the political subdivision and their use	• $5,000 Façade Grant • $2,500 Architectural Grant • $8,000 Permit Waiver Fee • $5,000 Tap Free reduction • $5,000 Water Sewer Connection Fee reduction • $12,500 Machinery and Tools tax reduction • $14,000 Real Estate Tax abatement
New jobs	Six (6) new jobs and two (2) FTEs
New investment	$810,000
Minimum purchase Virginia-grown products	$1.4 million or 40,000 bushels of Virginia grain and fruit
Projected impact on agricultural and forestal producers	This project creates a new market for specialty grain producers and highlights the role of Virginia agriculture products in craft beverages.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$38,898/year
Average wage of project	$37,440/year
Status	Performance Agreement completed; funds released to City. Attainment to Date: Capital investment - $0 New jobs - 0 VA-grown products - $0 The Year 1 annual report was submitted June 16, 2016 reporting no attainment. VDACS met with Petersburg and company staff to address concerns. In June, VDACS was notified that the City still occupied the building sold to the company. The company moved forward with using an alternative building to start the project. Performance period ends Q4 FY 2018

Route 11 Potato Chips, LLC (announced March 2015) Expansion of specialty potato chip production facility	
Location	Shenandoah County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – construction
Other funds from the political subdivision and their use	$50,000 – partial rebate of local machinery and tools and real estate taxes over four years
New jobs	Thirteen (13)
New investment	$1.2 million
Minimum purchase Virginia-grown products	$586,000 or 1,585,000 pounds in new purchases of Virginia potatoes and sweet potatoes
Projected impact on agricultural and forestal producers	This project creates an important new market for sweet potato producers and farmers diversifying into the chipping potato production.
Timetable for project completion	2015 – 2017
Prevailing average wage in locality	$32,050/year
Average wage of project	$36,005/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $1,200,000

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	New jobs - 10 VA-grown products - $322,854 Performance period ends Q3 FY 2019

Shenandoah Growers, Inc. (announced April 2015) Expansion of innovative greenhouse potted and fresh herb producer	
Location	Rockingham County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – construction • $9,750 VJIP – job training
Other funds from the political subdivision and their use	$100,000 local cash grant – any lawful purposes
New jobs	Fifteen (15)
New investment	$8.7 million
Minimum purchase Virginia-grown products	$14,880,000 in new sales of organic herbs
Projected impact on agricultural and forestal producers	In addition to the company's own technologically driven expansion, they also buy herbs from area farmers to supplement supply.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$39,168/year
Average wage of project	$20,800/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment – $10,464,094 New jobs – 9 Virginia-grown products – $1,095,550 Performance period ends Q4 FY 2018

Andros Foods North America, d.b.a. Bowman Andros Foods (announced April 2015) Expansion of major fruit processing and packaging facility	
Location	Shenandoah County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – building improvements • $400,000 COF – secure business location or expansion • $600,000 Virginia Investment Partnership grant – investment • $80,000 VJIP – job training • $480,000 Port of Virginia Economic Development Grant – assist with expansion of operation
Other funds from the political subdivision and their use	$500,000 local cash grant – any lawful purposes
New jobs	One-hundred and sixty (160)
New investment	$73 million
Minimum purchase Virginia-grown products	$12.7 million or 126.9 million pounds of net new purchases of Virginia apples
Projected impact on agricultural and forestal producers	This project supports and grows the company's major purchases of Virginia apples, supporting an industry under pressure.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$32,050/year
Average wage of project	$27,581/year
Status	Performance Agreement completed; funds released to the County.

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	Capital investment – $13,388,000 New jobs – 56 Virginia-grown products – $1,095,550 Performance period ends Q2 FY 2019

Kelly Turkeys USA, LLC (announced April 2015) New high-end turkey production and processing operation	
Location	Albemarle County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$29,000 AFID – building improvements
Other funds from the political subdivision and their use	$29,000 local cash grant – building improvements
New jobs	One (1) new jobs and five (5) FTEs
New investment	$1.4 million
Minimum purchase Virginia-grown products	$3.1 million or 17,500 turkeys
Projected impact on agricultural and forestal producers	This project showcases the Commonwealth as a source of high-quality, premium turkeys and supports Virginia's poultry production infrastructure.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$49,480/year
Average wage of project	$40,479/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment – $2,000,000 New jobs – 5 FTEs Virginia-grown products – $350,000 Performance period ends Q1 FY 2019

Ewes Guys, LLC dba Twenty Paces (announced April 2015) New farmstead sheep and goat's milk cheese production operation	
Location	Albemarle County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$11,000 AFID – building improvements
Other funds from the political subdivision and their use	$11,000 Local cash grant – any lawful purposes
New jobs	Five (5) and one (1) FTE
New investment	$321,000
Minimum purchase Virginia-grown products	$903,430 or 37,760 gallons of sheep and goat milk
Projected impact on agricultural and forestal producers	The high-quality, authentic farmstead cheese company bolsters the Commonwealth's reputation as the center for artisanal food production.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$49,482/year
Average wage of project	$33,773/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $321,000 New jobs – 0

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	VA-grown products – $794,252.46 Performance period ends Q1 FY 2019

Old House Vineyards, LLC dba Old House Distillery (announced May 2015) New craft distillery	
Location	Culpeper County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$20,000 AFID – building renovations
Other funds from the political subdivision and their use	$20,000 local cash grant – equipment purchases
New jobs	Three (3) FTEs
New investment	$229,000
Minimum purchase Virginia-grown products	$101,500 of Virginia grapes, grain, and honey
Projected impact on agricultural and forestal producers	This project creates a new market for a variety of Virginia-grown products and will offer new distillation service to Virginia winemakers.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$38,073/year
Average wage of project	$22,107/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment – $100,659.42 New jobs – 1 FTE VA-grown products – $21,662.10 Performance period ends Q1 FY 2019

Ironclad Distillery, Inc. (announced July 2015) New small-batch bourbon distillery	
Location	City of Newport News
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$12,000 AFID – building renovation
Other funds from the political subdivision and their use	$12,000 local cash grant – any lawful purposes
New jobs	Eight (8) FTEs
New investment	$100,000
Minimum purchase Virginia-grown products	$126,000 or 675,000 pound of Virginia-grown corn, wheat and rye
Projected impact on agricultural and forestal producers	This project creates a new market for specialty grain producers and highlights the role of Virginia agriculture products in craft spirits.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$48,667/year
Average wage of project	$31,595/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $86,224 New jobs - 3 FTEs VA-grown products - $13,015

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	Performance period ends Q2 FY 2019

Hardywood Park Craft Brewery, LLC (announced July 2015) New production facility for existing Virginia craft brewery	
Location	Goochland County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building and site improvements • $500,000 COF – building and site improvements • $400,000 VIP – any lawful purpose • $56,000 VJIP – job training
Other funds from the political subdivision and their use	$500,000 awarded to rebate 50% of the Company's Machinery and Tools and Tangible Personal Property taxes through the County, and other payments – any lawful purposes
New jobs	Fifty-six (56)
New investment	$24.3 million
Minimum purchase Virginia-grown products	$1.4 million in Virginia agricultural products
Projected impact on agricultural and forestal producers	This new facility will significantly increase the use of Virginia-grown specialty crops in Virginia craft beers, building the role Virginia agriculture will play in fast-growing craft brewing industry.
Timetable for project completion	2016 – 2020
Prevailing average wage in locality	$79,793/year
Average wage of project	$51,000/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q2 FY 2021

Virginia Poultry Growers Cooperative, Inc. (announced July 2015) Expansion of turkey production and processing cooperative	
Location	Rockingham County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building improvements • $500,000 Virginia Investment Partnership Grant – any lawful purposes • $50,000 VJIP – job training
Other funds from the political subdivision and their use	$250,000 local cash grant – any lawful purposes
New jobs	Six (6)
New investment	$61.9 million
Minimum purchase Virginia-grown products	$9.1 million or 15.5 million pounds of net new Virginia-grown turkey
Projected impact on agricultural and forestal producers	Expansion of this facility ensures a prominent role of turkey production in Virginia and support dozens of new poultry houses.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$39,757/year
Average wage of project	$27,290/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

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WDC Greenhouse, LLC dba BrightFarms, Inc. (announced October 2015)
New leaf lettuce and tomato production greenhouse

Location	Culpeper County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$75,000 AFID – construction
Other funds from the political subdivision and their use	$75,000 local cash grant – any lawful purposes
New jobs	Twenty-four (24)
New investment	$7.3 million
Minimum purchase Virginia-grown products	$10.7 million or 750,000 cases of baby lettuce and basil, and 30,000 cases of tomatoes
Projected impact on agricultural and forestal producers	While an immediate impact to local producers is small, this project could begin a shift towards local produce buying by major national retailers that could benefit Virginia's agricultural producers in the future.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$38,073/year
Average wage of project	$35,948/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $0 New jobs - 7 VA-grown products - $4,343,079.98 Performance period ends Q3 FY 2019

Shawnee Canning Company, Inc. (announced January 2016)
Expansion of family-owned fruit co-packer

Location	Frederick County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$7,500 AFID – building improvements
Other funds from the political subdivision and their use	$7,500 local cash grant – any lawful purposes
New jobs	Five (5)
New investment	$499,500
Minimum purchase Virginia-grown products	$57,000 or 312,000 pounds in net new purchases of Virginia-grown apples and peaches
Projected impact on agricultural and forestal producers	This project grows the market for Virginia fruit producers and farm stands benefiting from the company's private label co-packing operation.
Timetable for project completion	2015 – 2017
Prevailing average wage in locality	$39,836/year
Average wage of project	$32,829/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2019

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Monroe Bay Vineyard, LLC (announced February 2016) Expansion of Virginia farm winery	
Location	Westmoreland County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$30,000 AFID – building construction
Other funds from the political subdivision and their use	$30,000 – any lawful purpose
New jobs	Seven (7) FTEs
New investment	$385,632
Minimum purchase Virginia-grown products	$29,899 or 35.3 tons of Virginia-grown fruit
Projected impact on agricultural and forestal producers	This project expands the market for Virginia apple and grape producers.
Timetable for project completion	2016 – 2020
Prevailing average wage in locality	$28,916/year
Average wage of project	$34,507/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2021

Blue Bee Cider, LLC (announced February 2016) Relocation and expansion of urban cidery	
Location	City of Richmond
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• 50,000 AFID – building improvements • $100,000 Enterprise Zone Real Property Investment Grant – building improvements
Other funds from the political subdivision and their use	$50,000 Local Enterprise Zone benefits and real estate tax rebates – building improvements
New jobs	Four (4) FTEs
New investment	$1.1 million
Minimum purchase Virginia-grown products	$257,700 or 21,821 bushels of Virginia-grown apples and berries
Projected impact on agricultural and forestal producers	This project creates an expanded market for Virginia producers of specialty hard cider apple varieties.
Timetable for project completion	2016 – 2019
Prevailing average wage in locality	$57,011/year
Average wage of project	$30,710/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $1,241,482 New jobs – 4 FTEs VA-grown products - $88,312 Performance period ends Q4 FY 2019

Slick Rock Lumber, LLC (announced March 2016) New sawmill	
Location	Halifax County

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Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $12,000 AFID – building and site improvements • $9,750 VJIP – job training
Other funds from the political subdivision and their use	$12,000 – site improvements
New jobs	Thirteen (13)
New investment	$535,000
Minimum purchase Virginia-grown products	$5.1 million or 14.6 million mbf of Virginia-grown timber
Projected impact on agricultural and forestal producers	This project expands the market for Virginia hardwoods and non-pine species of softwoods.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$33,758/year
Average wage of project	$27,200/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

Springfield 1842, LLC (announced March 2016) New craft distillery	
Location	Halifax County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $10,000 AFID – building renovations • $3,750 VJIP – job training
Other funds from the political subdivision and their use	$10,000 local cash grant – any lawful purpose
New jobs	Five (5) FTEs
New investment	$160,000
Minimum purchase Virginia-grown products	$15,156 or 148,176 pounds of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project provides a new market for high-value, Virginia-grown grain and further integrates Virginia agriculture into a fast growing craft distilling industry.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$33,758/year
Average wage of project	$25,792/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

Woodgrain Millwork, Inc. (announced April 2016) Expansion of door and window frame manufacturer	
Location	Smyth County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – building improvements • $13,300 VJIP – job training • $75,000 TROF – building improvements • $29,000 Enterprise Zone Job Creation Grant – incentivize job creation
Other funds from the political subdivision and their use	$100,000 local cash grant – any lawful purpose
New jobs	Seventeen (17)
New investment	$1.9 million

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Minimum purchase Virginia-grown products	$4.7 million or 9.2 mbf of net new purchases of Virginia-grown white pine and other species
Projected impact on agricultural and forestal producers	This project expands the market for Virginia-grown white pine and other species.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$34,341/year
Average wage of project	$29,195/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

Performance Livestock and Feed Company, Inc. (announced June 2016) New location of NC-based feed producer	
Location	Henry County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – building improvements • $25,600 VJIP – job training • $170,000 TROF – building improvements • $67,500 Enterprise Zone Job Creation Grant – any lawful purpose • $70,000 Enterprise Zone Real Property Investment Grant – any lawful purpose • $345,000 Rail Industrial Access Grant – rail improvement
Other funds from the political subdivision and their use	• $170,000 Local Grant for Rail Assistance – rail improvements • $102,253 Henry County Local Enterprise Zone Incentives – any lawful purpose
New jobs	Thirty-two (32)
New investment	$4.2 million
Minimum purchase Virginia-grown products	$11 million or 115,145 tons of Virginia-grown grains and non-traditional feed ingredients
Projected impact on agricultural and forestal producers	This project will create a robust new market for traditional and non-traditional Virginia-grown feed ingredients; large new feed producer will benefit from livestock producers in feed deficient state.
Timetable for project completion	2016 – 2019
Prevailing average wage in locality	$30,195/year
Average wage of project	$26,000/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

KO Distilling (announced August 2016) Expansion of craft distillery	
Location	City of Manassas
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$25,000 AFID – building improvements

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Other funds from the political subdivision and their use	$25,000 local cash grant – building improvements
New jobs	Three (3) new jobs and three (3) FTEs
New investment	$675,000
Minimum purchase Virginia-grown products	$63,750 or 300 tons of net new purchases of Virginia-grown corn, wheat and rye
Projected impact on agricultural and forestal producers	This project will create a new, high-profile market for Virginia producers of high-quality grain.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$59,543/year
Average wage of project	$28,266/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q2 FY 2020

Appalachian Mountain Spirits (announced August 2016) Expansion of craft distillery	
Location	Smyth County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$25,000 AFID – building improvements
Other funds from the political subdivision and their use	$25,000 local cash grant – any lawful purpose
New jobs	Thirteen (13)
New investment	$480,000
Minimum purchase Virginia-grown products	$226,000 or 1.5 million pounds of net new purchases of Virginia-grown corn, barley and rye
Projected impact on agricultural and forestal producers	This project will commit the company to increased agricultural purchases and will support Virginia grain growers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$34,040/year
Average wage of project	$33,592/year
Status	In January 2017, the locality notified VDACS that Appalachian Mountain and Spirits would not move forward with the project. The Performance Agreement was not executed and funds were not released. This project will be removed from future reports.

Speyside Bourbon Cooperage (announced August 2016) Location of new stave mill	
Location	Bath County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$250,000 AFID – site improvements and construction $22,500 Virginia Job Investment Program (VJIP) – training and recruitment
Other funds from the political subdivision and their use	$370,000 in donated land – 47 acres valued at $10,000 per acre – site acquisition
New jobs	Thirty (30)
New investment	$5.5 million
Minimum purchase Virginia-grown products	$11.2 million or 8 million log feet of Virginia white oak

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Projected impact on agricultural and forestal producers	New forestry purchases will support Virginia forestland owners and forestry businesses.
Timetable for project completion	2017 – 2018
Prevailing average wage in locality	$35,562/year
Average wage of project	$28,662/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q2 FY 2020

North Lock LLC, dba Port City Brewing Company (announced August 2016) Expansion of craft brewery	
Location	City of Alexandria
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$250,000 AFID – building improvements
Other funds from the political subdivision and their use	$155,000 local cash grant – any lawful purpose $95,000 in-kind – transportation improvements
New jobs	Fourteen (14) new jobs and 7.4 FTEs
New investment	$2.7 million
Minimum purchase Virginia-grown products	$41,042 or 115,110 pounds of net new purchases of Virginia-grown wheat and oysters
Projected impact on agricultural and forestal producers	This project will expand a high-profile market for Virginia wheat and oyster producers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$71,795/year
Average wage of project	$37,500/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q2 FY 2020

Salatin & Cloud LLC., dba T&E Meats (announced September 2016) Expansion of meat co-packer	
Location	City of Harrisonburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant – building improvements
New jobs	Seven (7)
New investment	$642,464
Minimum purchase Virginia-grown products	$1.2 million or 902,068 pounds in net new purchases of Virginia-grown meat
Projected impact on agricultural and forestal producers	This project will expand a critical new meat processing capacity for Virginia livestock producers.
Timetable for project completion	2016-2018
Prevailing average wage in locality	$35,420/year
Average wage of project	$33,509/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q3 FY 2020

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Burton Brewing, LLC dba Strangeways Brewing (announced September 2016) New location of existing craft brewery	
Location	City of Fredericksburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$150,000 AFID – building improvements
Other funds from the political subdivision and their use	$150,000 local cash grant – any lawful purpose
New jobs	Twelve (12) new jobs and fifteen (15) FTEs
New investment	$2.5 million
Minimum purchase Virginia-grown products	$33,482 or 12,160 pounds of net new purchases of Virginia-grown hops, pumpkins, honey, fruits, and vegetables
Projected impact on agricultural and forestal producers	This project will create a high-profile market for Virginia-grown specialty crops.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$41,396/year
Average wage of project	$37,407/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q2 FY 2020

River Ridge Land and Cattle Company, LLC (announced October 2016) New meat processing facility	
Location	Grayson County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $8,800 VJIP – job training • $45,000 Tobacco Region Opportunity Fund (TROF) - building improvements • $26,100 Enterprise Zone Job Grant- any lawful purpose • $100,000 Enterprise Zone Real Property Investment Grant – any lawful purpose
Other funds from the political subdivision and their use	$70,000 Grayson County Performance Grant – site acquisition
New jobs	Eleven (11)
New investment	$2.1 million
Minimum purchase Virginia-grown products	$4 million or 1.5 million pounds of Virginia-grown beef and pork
Projected impact on agricultural and forestal producers	This project will create a critical new meat processing capacity for Virginia livestock producers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$29,805/year
Average wage of project	$33,222/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

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Rock Wood Products of Dillwyn, Inc. (announced October 2016) Expansion and relocation of sawmill	
Location	Buckingham County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$150,000 AFID – building improvements $9,600 VJIP – job training
Other funds from the political subdivision and their use	$150,000 local tax abatement – any lawful purpose
New jobs	Twelve (12)
New investment	$8.6 million
Minimum purchase Virginia-grown products	$3.6 million or 9.5 million board feet of net new purchases of Virginia-grown timber
Projected impact on agricultural and forestal producers	This project will preserve and expand an important market for Virginia forestland owners.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$34,948/year
Average wage of project	$37,275/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Coyote Hole Ciderworks (announced November 2016) Location of hard cider production and agri-tourism facility	
Location	Louisa County
Grant amount committed from AFID How these funds will be used	$20,000 AFID – site improvements, construction
Other funds from the political subdivision and their use	$20,000 local cash grant – any lawful purpose
New jobs	Six (6)
New investment	$775,000
Minimum purchase Virginia-grown products	$346,416 (or 1,149,120 pounds) apples and other fruit
Projected impact on agricultural and forestal producers	This project will create new agricultural purchases that will support Virginia growers.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$48,342/year
Average wage of project	$35,333/year
	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Blue Ridge Aquaculture, Inc. (announced December 2016) Expansion of aquaculture operation	
Location	Henry County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $25,000 TROF – building improvements • $100,000 Enterprise Zone Real Property Improvement Grant – building improvements
Other funds from the political subdivision and their use	• $8,784 – Henry Co. Real Property Enterprise Zone grant

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	• $93,024 – Henry Co. M&T Enterprise Zone grant
New jobs	Five (5)
New investment	$3.2 million
Minimum purchase Virginia-grown products	$900,642 or 5,400 tons of Virginia-grown corn
Projected impact on agricultural and forestal producers	Project will create new local market for area corn producers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$31,489/year
Average wage of project	$39,184/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

AFID Planning Grant Program

The AFID Planning Grant program was established to encourage localities to think strategically about how they can better support and integrate agriculture and forestry into their community's overall economic development efforts. AFID Planning Grant applications are accepted on a rolling basis, allowing for applicants to work with the AFID Fund Coordinator to refine their project and submit stronger applications.

Since the inception of the AFID Planning Grant, $750,597 has been awarded to 38 projects, directly impacting 58 unique localities. Of these funded projects, twenty-seven (27) have successfully completed activities.

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ANEXO 33b

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COMMONWEALTH of VIRGINIA

Office of the Governor

Ralph S. Northam
Governor

January 25, 2018

The Honorable Thomas K. Norment
Co-Chair
Senate Finance Committee
Senate of Virginia

The Honorable Emmett W. Hanger, Jr.
Co-Chair
Senate Finance Committee
Senate of Virginia

The Honorable R. Lee Ware, Jr.
Chair
House Finance Committee
House of Delegates

The Honorable Brenda L. Pogge
Vice Chair
House Finance Committee
House of Delegates

The Honorable S. Chris Jones
Chairman
House Appropriations Committee
House of Delegates

The Honorable R. Steven Landes
Vice-Chairman
House Appropriations Committee
House of Delegates

Dear Senators and Delegates:

As required by§ 3.2-309 of the Code of Virginia, enclosed is the biannual report for the Governor's Agriculture and Forestry Industries Development (AFID) fund covering July 1, 2017

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through December 31, 2017. The report includes details on all new projects awarded AFID Facility and Planning grants and updates on previously awarded Facility grant projects.

Should you have any questions regarding this submission, please do not hesitate to contact me or the Secretary of Agriculture and Forestry, Bettina Ring

Sincerely,

Governor Ralph Northam

RSN
Enclosures

cc: The Honorable Bettina Ring, Secretary of Agriculture and Forestry
Charles Green, Acting Commissioner, Virginia Department of Agriculture and Consumer Services

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The General Assembly created the AFID incentive program during the 2012 legislative session, funding it at approximately $1 million per year beginning in fiscal year (FY) 2013, with $750,000 of each year's amount dedicated to AFID Facility Grants and $250,000 to AFID Planning Grants. In FY 2015, amendments to the AFID program were approved by the General Assembly through Item 89 of the 2015 Appropriation Act (Chapter 665, 2015 Acts of Assembly). The amendments removed the budget language, which specified a portion of the funding to be used for Planning Grants, so that both AFID Facility and Planning Grant programs draw upon the fund without restriction. For FY 2018, $1,000,000 was appropriated to the AFID fund.

AFID Facility Grant Program

As of December 31, 2017, fifty-eight (58) AFID Facility Grants have been awarded since the inception of the program, supporting a variety of agriculture and forestry based economic development projects. Of these, forty-two (42) have executed Performance Agreements between the business and the Commonwealth and funds have been disbursed. Progress is being made in completing the Performance Agreements for the other companies. Total AFID Facility Grant awards for these 58 projects exceed $4,993,200. Of this amount, $3,581,200 has been expended, with the grant award balance of $1,412,000 expected to be awarded to projects already announced in the next six months. These 58 projects represent the creation of 1,625 new jobs and 2,013 Full-Time Equivalents (FTE's) over the next five years, $405,152,924 in new capital investment, and $58,347,469 in new Virginia-grown purchases. These agribusinesses have on average committed to purchase from Virginia approximately 85% of the additional agricultural and forest products they will use to make their value-added processing goods.

Since the last report, Lakelands Craft Cuts Brewery, LLC in Lynchburg was moved from the active list to Awards Withdrawn and notified that its agreement was not able to be executed. The space in the City of Lynchburg was deemed not to support the AFID funds awarded to the City for this project. No funds were disbursed.

Within the reporting period, three (3) projects - Shamrock Farms, Independence Lumber, and Greenwave USA - have completed their performance period. A total of six (6) projects have completed their award, resulting in $[illegible] in new capital investment, 300 new jobs and $[illegible] in new Virginia-grown purchases. Independence Lumber, which is located in the Appalachian region, has reached its subsequent performance date this year which it is required to maintain the new jobs created over the initial performance period.

The Secretary of Agriculture and Forestry and Virginia Department of Agriculture and Consumer Services (VDACS) continues to explore a new number of business and investment interest for the program. In addition to the 58 announced projects, there are many more in the stages of development and consideration by the Secretary with the opportunity for multiple announcements to be made during the next six months.

For the first half of FY 2018, a total of $[illegible] was committed in AFID Facility Grant funds to assist nine (9) new and expanding projects in the Commonwealth, which represents the commitment of $13,532,197 in new capital investment, 317 new jobs and $5,712,448 in new Virginia-grown purchases. These companies have, on average, committed to purchase from Virginia

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[redacted]

Completed AFID Facility Grant Projects

Greencore USA, Inc. (announced March 2013) Expansion of sandwich and packaged food production operation	
Location	Stafford County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $75,000 AFID – site improvements • $154,000 VJIP – job training
Other funds from the political subdivision and their use	$75,000 local cash grant – any lawful purposes
New jobs	Three hundred fifty (350)
New investment	$5.5 million
Minimum purchase Virginia-grown products	$171,600 or 40,200 pounds of Virginia-grown produce
Projected impact on agricultural and forestal producers	This project will provide an expanded sales opportunity for Virginia vegetable growers.
Timetable for project completion	2013 – 2016
Prevailing average wage in locality	$46,646/year
Average wage of project	$29,000/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $5,334,800 (96% attainment) New jobs – 192 (54% attainment) VA-grown products - $169,527.62 (99% attainment) Performance period has ended. Staff is working to confirm the data and then will initiate the claw-back process, as required.

Shamrock Foods Company, dba Shamrock Farms (announced January 2013) New, state-of-the-art dairy manufacturing facility producing extended shelf life (ESL) products	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – site improvements • $250,000 COF – secure business location or expansion • $650,000 (up to) Economic Development Access Funds – construction, improvements, and/or maintenance for road access • $50,000 VJIP – job training • $10,000 (up to) Major Business Facility Jobs Tax Credit – any lawful purposes
Other funds from the political subdivision and their use	• $800,000 local cash grant – any lawful purposes • $1,280,000 in donated land - 40 acres of land valued at $32,000 per acre – site acquisition • $45,000 matching VJIP dollars – job training
New jobs	Sixty (60)
New investment	$50 million
Minimum purchase Virginia-grown products	$13.5 million or 7.5 million gallons of Virginia milk
Projected impact on agricultural and forestal producers	The facility will be a significant new purchaser of Virginia milk.
Timetable for project completion	2013 – 2014

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Prevailing average wage in locality	$38,360/year
Average wage of project	$39,553/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $59,817,572 (119% attainment) New jobs – 60 (100% attainment) VA-grown products - $13,156,466 (97% attainment) Performance period ended Q4 FY 2017. All performance measures were met.

Shenandoah Processing, LLC (announced December 2013) New organic-certified custom poultry processor	
Location	City of Harrisonburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $79,050 VJIP – job training
Other funds from the political subdivision and their use	$50,000 local cash grant – any lawful purposes
New jobs	One hundred and two (102)
New investment	$2.5 million
Minimum purchase Virginia-grown products	$114.7 million or 25 million Virginia-grown chickens
Projected impact on agricultural and forestal producers	This project creates a significant positive impact on Valley poultry growers who will have a new market niche to exploit, a use for old (but viable) poultry houses, and a new processing option for their flocks.
Timetable for project completion	2014 – 2016
Prevailing average wage in locality	$31,250/year
Average wage of project	$35,498/year
Status	Performance Agreement completed; funds released to City. Attainment to Date: Capital investment - $8,995,612 (361% attainment) New jobs - 403 (395% attainment) VA-grown products - $144,030,342 (125% attainment) Performance period ended Q3 FY 2017. All performance measures were met.

Montague Farms, Inc. (announced March 2014) New bagging line, warehouse and lab for soybean production	
Location	Isle of Wight County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$14,700 AFID – construction
Other funds from the political subdivision and their use	$14,700 rebate of local taxes paid over three years – any lawful purposes
New jobs	One (1) new job and two (2) FTEs
New investment	$618,490
Minimum purchase Virginia-grown products	$3.3 million or 6,500 metric tons in natto soybean purchases
Projected impact on agricultural and forestal producers	This project provides area farmers access to the new, high-value Korean sprouting soybean market.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$35,833/year

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Average wage of project	$39,067/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $637,396 (103% attainment) New jobs - 5 (166% attainment) VA-grown products - 9,786 metric tons of natto soybeans (151% attainment) Performance period ended Q3 FY 2017. All performance measures were met.

Homestead Creamery, Inc. (announced December 2012) New manufacturer of dairy-related products	
Location	Franklin County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $60,000 AFID – building expansion and renovations • $12,240 VJIP – job training • $45,000 TROF –building expansion and renovations
Other funds from the political subdivision and their use	$30,000 local cash grant – any lawful purposes
New jobs	Twenty (20)
New investment	$1.1 million
Minimum purchase Virginia-grown products	$1.5 million of Virginia milk, cream, eggs, and produce
Projected impact on agricultural and forestal producers	The impact on Virginia agriculture is especially strong; over 45 Virginia producers will benefit directly.
Timetable for project completion	2013 – 2016
Prevailing average wage in locality	$29,665/year
Average wage of project	$29,016/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $2,173,615 (198% attainment) New jobs – 21 (105% attainment) VA-grown products - $3,209,285 (170% attainment) Performance period ended Q3 FY 2016. All performance measures were met.

Announced AFID Facility Grant Projects for the period July - December 2017:

Blue Ridge Lumber Co LLC (announced December 2017) Expansion of lumber producer	
Location	Essex County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant – building improvements
New jobs	Seventeen (17)
New investment	$2,687,647
Minimum purchase Virginia-grown products	$5.2 million or 5.2 mbf of Virginia logs and lumber
Projected impact on agricultural and forestal producers	This project will creates a new marker for Virginia logs and lumber and will boost wood exports.
Timetable for project completion	2017 – 2019

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Prevailing average wage in locality	$32,381/year
Average wage of project	$40,040/year
Status	Performance Agreement sent to the County for review.

JBR Vineyards (announced December 2017) New expansion of winery in Giles County	
Location	Giles County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$5,000 AFID – building improvements
Other funds from the political subdivision and their use	$50,000 Strategic Initiatives $5,000 Giles Co. IDA façade improvement grant – building improvements
New jobs	One (1) new job and one (1) FTE
New investment	$227,250
Minimum purchase Virginia-grown products	$28,000 or 14 tons of Virginia-grown grapes
Projected impact on agricultural and forestal producers	This project creates a new local market for wine grape producers.
Timetable for project completion	2017-2019
Prevailing average wage in locality	$38,719/year
Average wage of project	$16,500/year
Status	Performance Agreement sent to the County for signature.

Back Bay Brew House, LLC d/b/a Farmhouse Cidery (announced November 2017) New hard cider producer	
Location	City of Virginia Beach
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$20,000 AFID – building improvements
Other funds from the political subdivision and their use	$20,000 local funds – building improvements
New jobs	Nine (9)
New investment	$750,000
Minimum purchase Virginia-grown products	$476,160 or 3 million pounds of Virginia-grown apples
Projected impact on agricultural and forestal producers	This project will create a new high-profile market for Virginia-grown apples.
Timetable for project completion	2017-2019
Prevailing average wage in locality	$41,009/year
Average wage of project	$34,167/year
Status	Performance Agreement sent to the Authority for review.

Virginia Produce Company, Inc. (announced October 2017) Expansion by produce company	
Location	Carroll County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – building improvements • $95,000 TROF – building improvements • $40,000 EZ RPIG – building improvements • $26,400 VJIP – job training
Other funds from the political subdivision and their use	$100,000 local cash grant – building improvements
New jobs	Thirty-three (33)

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New investment	$650,000
Minimum purchase Virginia-grown products	$6.3 million of Virginia-grown produce
Projected impact on agricultural and forestal producers	This expansion creates a major new market for Virginia produce growers.
Timetable for project completion	2017 - 2020
Prevailing average wage in locality	$30,305/year
Average wage of project	$21,273/year
Status	Performance Agreement completed; funds released to the County. Performance period end Q3 FY 2021

Kappa Farms, LLC (announced October 2017) New aquaponics operation	
Location	Loudoun County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$40,000 AFID – building improvements
Other funds from the political subdivision and their use	• $50,000 Strategic Initiatives • $40,000 Loudoun County EDA cash grant – building improvements
New jobs	Twenty-one (21)
New investment	$865,000
Minimum purchase Virginia-grown products	$7.1 million of baby lettuces and leafy greens
Projected impact on agricultural and forestal producers	While an immediate impact to local producers is small, this project could begin a shift towards local produce buying that could benefit Virginia's agricultural producers in the future.
Timetable for project completion	2018 – 2020
Prevailing average wage in locality	$61,300/year
Average wage of project	$41,190/year
Status	Performance Agreement sent to the County for review

Chrysalis Vineyards, LLC (announced September 2017) Expansion by farm winery adding new cheese making and bakery facility	
Location	Loudoun County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$24,000 AFID – building improvements
Other funds from the political subdivision and their use	• $50,000 Strategic Initiatives • $24,000 Loudoun County EDA cash grant – building improvements
New jobs	Twelve (12)
New investment	$478,000
Minimum purchase Virginia-grown products	$547,000 or $1.7 million pounds of Virginia-grown milk and grain
Projected impact on agricultural and forestal producers	This high-profile project demonstrates the tie between Virginia-grown ingredients and products of exceptional quality to consumers.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$61,312/year
Average wage of project	$35,666/year

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Status	Performance Agreement sent to the County for review.

Ag Events Incorporated dba taStable Craft Brewery at Hermitage Hill Farms and Stables (announced August 2017) Expansion of craft brewery	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $15,000 AFID – building improvements • $8,000 VJIP – job training
Other funds from the political subdivision and their use	$15,000 in local cash grants – building improvements
New jobs	Ten (10) new jobs and three (3) FTEs
New investment	$500,000
Minimum purchase Virginia-grown products	$33,860 or 2,243 pounds of net new Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project expands a high-profile market for Virginia-grown hops, grain, honey and produce.
Timetable for project completion	2017 - 2020
Prevailing average wage in locality	$42,269/year
Average wage of project	$33,462/year
Status	Performance Agreement completed; funds released to the County. Performance period end Q2 FY 2021

Heritage Brewing Co. (announced August 2017) Relocation and expansion of existing craft brewery	
Location	City of Manassas
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$250,000 AFID – building improvements
Other funds from the political subdivision and their use	$750,000 in local cash grants – building improvements
New jobs	Eleven (11) new jobs and fifty-five (55) FTEs
New investment	$8.9 million
Minimum purchase Virginia-grown products	$235,300 or 169,390 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project expands a high-profile market for Virginia-grown hops, grain, honey and produce.
Timetable for project completion	2017 - 2020
Prevailing average wage in locality	$60,929/year
Average wage of project	$32,167/year
Status	Performance Agreement completed. Performance period end Q2 FY 2021

Sly Clyde, LLC dba Sly Clyde Ciderworks (announced July 2017) New hard cider producer	
Location	City of Hampton
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$30,000 AFID – building improvements
Other funds from the political subdivision and their use	$70,000 Downtown Hampton & Phoebus Retail Incentive Program – building improvements

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New jobs	Three (3) new jobs and four (4) FTEs
New investment	$494,300
Minimum purchase Virginia-grown products	$157,235 or 12,095 bushels in new purchases of Virginia-grown apples
Projected impact on agricultural and forestal producers	This project will create a new high-profile market for Virginia-grown apples.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$45,014/year
Average wage of project	$28,486/year
Status	Performance Agreement completed; funds released to the City. Performance period end Q2 FY 2021

The status of the previously announced AFID projects is detailed below:

Ongoing AFID Facility Grant Projects

Red Sun Farms, LLC (Agricola El Rosal) - (announced January 2013) First U.S. location for major Mexican high-technology, climate controlled greenhouses operation	
Location	Pulaski County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – site improvements • $350,000 Commonwealth's Opportunity Fund Grant (COF) – secure business location or expansion • $113,600 VJIP – job training • $200,000 Enterprise Zone Real Property Investment Grant – property improvements • $38,400 Enterprise Zone Job Creation Grants – incentivize jobs
Other funds from the political subdivision and their use	$2,000,000 in donated land – 100 acres valued at $20,000 per acre – site acquisition
New jobs	One hundred-forty-two (142)
New investment	$21 million
Minimum purchase Virginia-grown products	$17.9 million or 13.5 million pounds of tomatoes grown at facility
Projected impact on agricultural and forestal producers	The presence of such a large producer of tomatoes and peppers will attract packaging, shipping and related companies that will benefit from this agriculture industry in the region and state.
Timetable for project completion	2013 – 2018
Prevailing average wage in locality	$34,758/year
Average wage of project	$26,583/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $23,295,862.48 New jobs - 100 VA-grown products - $19,328,511.80 Performance period ended Q4 FY 2017. Waiting for Year 3/final report to close-out project.

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Franklin Lumber, LLC (announced June 2013) New pine sawmill facility in the former Franklin IP plant	
Location	Isle of Wight County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $150,000 AFID – construction and installation costs • $71,000 VJIP – job training • $260,000 Enterprise Zone Job Creation Grants – job creation
Other funds from the political subdivision and their use	• $74,900 – Local Enterprise Zone 25% machinery & tools discount – any lawful purpose • $10,000 – Local Enterprise Zone jobs grant – incentivize job creation • $91,000 – Local Economic Development Incentive Grant – any lawful purpose
New jobs	Seventy-one (71)
New investment	$14.8 million
Minimum purchase Virginia-grown products	$11.5 million or 580,000 tons of Virginia-grown logs
Projected impact on agricultural and forestal producers	This project will have a significant positive impact on loggers and forest landowners in an area hard hit by the closure of the IP facility.
Timetable for project completion	2013 – 2018
Prevailing average wage in locality	$38,523/year
Average wage of project	$42,500/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $4,642,861.58 New jobs - 64 VA-grown products - 401,253 tons of logs Performance period ends Q2 FY 2019

Virginia Produce Company, Inc. (announced September 2013) Expansion/relocation of produce grading, packing and distribution company	
Location	Carroll County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $200,000 AFID – building improvements • $20,000 VJIP – job training • $20,000 Enterprise Zone Job Creation Grants – incentivize job creation • $100,000 Enterprise Zone Real Property Improvement Grant – property improvements • $200,000 TROF – new jobs and investment
Other funds from the political subdivision and their use	• $1,056,500 – Reduced price sale of county owned building • $28,613 – Local Enterprise Zone benefits – any lawful purposes • $23,718 – Machinery and Tools Rebate – any lawful purposes • $13,090 – Local Economic Development grant - any lawful purposes • $40,000 – Local cash grant – any lawful purposes
New jobs	Twenty-five (25) new jobs and fifty (50) FTEs
New investment	$2.5 million
Minimum purchase Virginia-grown products	$12 million of Virginia-grown produce

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Projected impact on agricultural and forestal producers	This project will have a significant positive impact on the current and prospective produce growers in the region – both through increased sales of current crops and opportunities for new crops.
Timetable for project completion	2013 – 2014
Prevailing average wage in locality	$27,109/year
Average wage of project	$19,261/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $2,324,953.68 New jobs – 25 New Jobs and 52 FTEs VA-grown products - $10,319,849.66 Performance period has been extended to March 31, 2018 at request of locality.

Trout River Dry Kiln, LLC (announced March 2014) New hardwood dry kiln facility	
Location	Nottoway County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – site improvements • $36,000 VJIP – job training
Other funds from the political subdivision and their use	$115,720 in donated land in the Crewe industrial park – 5.26 acres valued at $22,000 per acre – site acquisition
New jobs	Forty (40)
New investment	$5.5 million
Minimum purchase Virginia-grown products	$30.6 million of Virginia lumber
Projected impact on agricultural and forestal producers	This project creates a major new demand for Virginia hardwood, providing new market opportunities for sawmills, loggers and landowners.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$31,828 /year
Average wage of project	$24,856/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $5,471,500 New jobs – 40 VA-grown products - $15,832,884 Performance period has been extended to September 30, 2018 at request of locality.

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Bloomaker USA, Inc. (announced June 2014) Expansion of flower producer	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – natural gas line extension • $8,000 VJIP – job training
Other funds from the political subdivision and their use	$58,000 local cash grant – natural gas line and employee training
New jobs	Eight (8) new jobs and ninety (90) FTEs
New investment	$2 million
Minimum purchase Virginia-grown products	$17.6 million in new plant sales
Projected impact on agricultural and forestal producers	In addition to supporting the greenhouse and nursery industry, this project provides important cold-weather employment for ag workers.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$39,183/year
Average wage of project	$20,800/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $2,000,000 New jobs – 21 new jobs and 75 FTEs VA-grown products - $1,958,206 Performance period has been extended to October 1, 2018 at request of locality.

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Independence Lumber, Inc. (announced August 2014) Reconstruction of sawmill at existing lumber operation	
Location	Grayson County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – reconstruction and building improvements • $20,000 VJIP – job training • $150,000 TROF – new jobs and investment
Other funds from the political subdivision and their use	$175,000 Grayson County Performance Grant (cash reimbursement of taxes over a five year period)
New jobs	Twenty-five (25)
New investment	$5.1 million
Minimum purchase Virginia-grown products	$18 million or 60 metric board feet (mbf) in timber purchases
Projected impact on agricultural and forestal producers	This project provides a new market to area loggers and forest land owners.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$26,882/year
Average wage of project	$31,200/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $15,145,905 New jobs - 65 VA-grown products $19,723,968 Performance period ends Q4 FY 2020

Black Hops Farm, LLC (announced December 2014) New hops production and processing facility	
Location	Loudoun County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$40,000 AFID – construction
Other funds from the political subdivision and their use	• $39,700 local cash grant • $300 permit fee waiver
New jobs	Eleven (11) part-time and seasonal employees
New investment	$911,500
Minimum purchase Virginia-grown products	$21,500 or 2,150 pounds of Virginia hops
Projected impact on agricultural and forestal producers	This project will revolutionize hops production in Virginia by making commercial scale production economically viable.
Timetable for project completion	2015 – 2017
Prevailing average wage in locality	$59,921/year
Average wage of project	$13,009/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $635,003.81 New jobs – 3 full-time, 4 part-time, 6 seasonal part-time positions Virginia-grown products – 2,000 pounds Performance period ends Q3 FY 2018

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Copper Fox Distillery, LLC (announced December 2014) New production facility for craft distiller	
Location	City of Williamsburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building renovations • $19,600 VJIP – job training
Other funds from the political subdivision and their use	$204,000 – reduced priced sales of City-owned site and repair work done to site
New jobs	Twenty-five (25) new jobs and three (3) FTEs
New investment	$2 million
Minimum purchase Virginia-grown products	$457,710 or 1,087 tons of Virginia grain
Projected impact on agricultural and forestal producers	This project creates a new market for specialty grain producers and highlights the role of Virginia agriculture products in craft spirits.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$34,843/year
Average wage of project	$28,214/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $1,250,000 New jobs – 6 new jobs and 3 FTEs VA-grown products - $50,000 Performance period ends Q3 FY 2019

Seven Hills Food, LLC (announced December 2014) Major new independent meat processing facility	
Location	City of Lynchburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building renovations • $34,400 VJIP – job training • $30,300 Enterprise Zone Job Creation Grant – project equity • $100,000 Enterprise Zone Real Property Improvement – project equity
Other funds from the political subdivision and their use	• $250,000 Lynchburg Economic Development Authority Strategic Initiatives Grant – building upgrades • $25,000 Local Enterprise Zone Redevelopment Program – building upgrades
New jobs	Forty-three (43)
New investment	$2.9 million
Minimum purchase Virginia-grown products	$14.5 million or 12,000 cattle and hogs
Projected impact on agricultural and forestal producers	This project creates a major new market for independent Virginia producers of finished cattle and hogs.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$40,831/year
Average wage of project	$31,256/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $3,050,000 New jobs - 26 VA-grown products - $3,020,628 Performance period ends Q3 FY 2021

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Big Trouble, LLC dba Big Trouble Malting and Spirits (announced March 2015) New malting facility and craft distillery	
Location	City of Petersburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building renovations • $60,000 Enterprise Zone Real Property Improvement Grant – property improvements
Other funds from the political subdivision and their use	• $5,000 Façade Grant • $2,500 Architectural Grant • $8,000 Permit Waiver Fee • $5,000 Tap Free reduction • $5,000 Water Sewer Connection Fee reduction • $12,500 Machinery and Tools tax reduction • $14,000 Real Estate Tax abatement
New jobs	Six (6) new jobs and two (2) FTEs
New investment	$810,000
Minimum purchase Virginia-grown products	$1.4 million or 40,000 bushels of Virginia grain and fruit
Projected impact on agricultural and forestal producers	This project creates a new market for specialty grain producers and highlights the role of Virginia agriculture products in craft beverages.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$38,898/year
Average wage of project	$37,440/year
Status	Performance Agreement completed; funds released to City. Attainment to Date: Capital investment - $800,000 New jobs - 0 VA-grown products - $0 Performance period has been extended to September 30, 2019 at request of locality.

Route 11 Potato Chips, LLC (announced March 2015) Expansion of specialty potato chip production facility	
Location	Shenandoah County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – construction
Other funds from the political subdivision and their use	$50,000 – partial rebate of local machinery and tools and real estate taxes over four years
New jobs	Thirteen (13)
New investment	$1.2 million
Minimum purchase Virginia-grown products	$586,000 or 1,585,000 pounds of Virginia potatoes and sweet potatoes
Projected impact on agricultural and forestal producers	This project creates an important new market for sweet potato producers and farmers diversifying into the chipping potato production.
Timetable for project completion	2015 – 2017
Prevailing average wage in locality	$32,050/year
Average wage of project	$36,005/year
Status	Performance Agreement completed; funds released to the County.

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	Attainment to Date: Capital investment - $1,200,000 New jobs - 10 VA-grown products - $322,854 Performance period ends Q3 FY 2019

Shenandoah Growers, Inc. (announced April 2015) Expansion of innovative greenhouse potted and fresh herb producer	
Location	Rockingham County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – construction • $9,750 VJIP – job training
Other funds from the political subdivision and their use	$100,000 local cash grant – any lawful purposes
New jobs	Fifteen (15)
New investment	$8.7 million
Minimum purchase Virginia-grown products	$14,880,000 in new sales of organic herbs
Projected impact on agricultural and forestal producers	In addition to the company's own technologically driven expansion, they also buy herbs from area farmers to supplement supply.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$39,168/year
Average wage of project	$20,800/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment – $10,464,094 New jobs – 9 Virginia-grown products – $1,095,550 Performance period ends Q4 FY 2018

Andros Foods North America, d.b.a. Bowman Andros Foods (announced April 2015) Expansion of major fruit processing and packaging facility	
Location	Shenandoah County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – building improvements • $400,000 COF – secure business location or expansion • $600,000 Virginia Investment Partnership grant – investment • $80,000 VJIP – job training • $480,000 Port of Virginia Economic Development Grant – assist with expansion of operation
Other funds from the political subdivision and their use	$500,000 local cash grant – any lawful purposes
New jobs	One-hundred and sixty (160)
New investment	$73 million
Minimum purchase Virginia-grown products	$12.7 million or 126.9 million pounds of Virginia apples
Projected impact on agricultural and forestal producers	This project supports and grows the company's major purchases of Virginia apples, supporting an industry under pressure.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$32,050/year
Average wage of project	$27,581/year

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Status	Performance Agreement completed; funds released to the County. Capital investment – $13,388,000 New jobs – 56 Virginia-grown products – $1,095,550 Performance period ends Q2 FY 2019

Kelly Turkeys USA, LLC (announced April 2015) New high-end turkey production and processing operation	
Location	Albemarle County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$29,000 AFID – building improvements
Other funds from the political subdivision and their use	$29,000 local cash grant – building improvements
New jobs	One (1) new jobs and five (5) FTEs
New investment	$1.4 million
Minimum purchase Virginia-grown products	$3.1 million or 17,500 turkeys
Projected impact on agricultural and forestal producers	This project showcases the Commonwealth as a source of high-quality, premium turkeys and supports Virginia's poultry production infrastructure.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$49,480/year
Average wage of project	$40,479/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment – $2,000,000 New jobs – 4.37 FTEs Virginia-grown products – $650,000 Performance period ends Q1 FY 2019

Ewes Guys, LLC dba Twenty Paces (announced April 2015) New farmstead sheep and goat's milk cheese production operation	
Location	Albemarle County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$11,000 AFID – building improvements
Other funds from the political subdivision and their use	$11,000 local cash grant – any lawful purposes
New jobs	Five (5) and one (1) FTE
New investment	$321,000
Minimum purchase Virginia-grown products	$903,430 or 37,760 gallons of sheep and goat milk
Projected impact on agricultural and forestal producers	The high-quality, authentic farmstead cheese company bolsters the Commonwealth's reputation as the center for artisanal food production.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$49,482/year
Average wage of project	$33,773/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $321,000

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	New jobs – .75 FTEs VA-grown products – $90,972 Performance period ends Q1 FY 2019

Old House Vineyards, LLC dba Old House Distillery (announced May 2015) New craft distillery	
Location	Culpeper County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$20,000 AFID – building renovations
Other funds from the political subdivision and their use	$20,000 local cash grant – equipment purchases
New jobs	Three (3) FTEs
New investment	$229,000
Minimum purchase Virginia-grown products	$101,500 of Virginia grapes, grain, and honey
Projected impact on agricultural and forestal producers	This project creates a new market for a variety of Virginia-grown products and will offer new distillation service to Virginia winemakers.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$38,073/year
Average wage of project	$22,107/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment – $150,418.58 New jobs – 2.5 FTE VA-grown products – $185,708.90 Performance period ends Q1 FY 2019

Ironclad Distillery, Inc. (announced July 2015) New small-batch bourbon distillery	
Location	City of Newport News
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$12,000 AFID – building renovation
Other funds from the political subdivision and their use	$12,000 local cash grant – any lawful purposes
New jobs	Eight (8) FTEs
New investment	$100,000
Minimum purchase Virginia-grown products	$126,000 or 675,000 pounds of Virginia-grown corn, wheat and rye
Projected impact on agricultural and forestal producers	This project creates a new market for specialty grain producers and highlights the role of Virginia agriculture products in craft spirits.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$48,667/year
Average wage of project	$31,595/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $154,869 New jobs - 3 FTEs VA-grown products - $25,828 Performance period ends Q2 FY 2019

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Hardywood Park Craft Brewery, LLC (announced July 2015) New production facility for existing Virginia craft brewery	
Location	Goochland County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building and site improvements • $500,000 COF – building and site improvements • $400,000 VIP – any lawful purpose • $56,000 VJIP – job training
Other funds from the political subdivision and their use	$500,000 awarded to rebate 50% of the Company's Machinery and Tools and Tangible Personal Property taxes through the County, and other payments – any lawful purpose
New jobs	Fifty-six (56)
New investment	$24.3 million
Minimum purchase Virginia-grown products	$1.4 million in Virginia agricultural products
Projected impact on agricultural and forestal producers	This new facility will significantly increase the use of Virginia-grown specialty crops in Virginia craft beers, building the role Virginia agriculture will play in fast-growing craft brewing industry.
Timetable for project completion	2016 – 2020
Prevailing average wage in locality	$79,793/year
Average wage of project	$51,000/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q2 FY 2021

Virginia Poultry Growers Cooperative, Inc. (announced July 2015) Expansion of turkey production and processing cooperative	
Location	Rockingham County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building improvements • $500,000 Virginia Investment Partnership Grant – any lawful purposes • $50,000 VJIP – job training
Other funds from the political subdivision and their use	$250,000 local cash grant – any lawful purpose
New jobs	Six (6)
New investment	$61.9 million
Minimum purchase Virginia-grown products	$9.1 million or 15.5 million pounds of net new Virginia-grown turkey
Projected impact on agricultural and forestal producers	Expansion of this facility ensures a prominent role of turkey production in Virginia and support dozens of new poultry houses.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$39,757/year
Average wage of project	$27,290/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

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WDC Greenhouse, LLC dba BrightFarms, Inc. (announced October 2015) New leaf lettuce and tomato production greenhouse	
Location	Culpeper County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$75,000 AFID – construction
Other funds from the political subdivision and their use	$75,000 local cash grant – any lawful purpose
New jobs	Twenty-four (24)
New investment	$7.3 million
Minimum purchase Virginia-grown products	$10.7 million or 750,000 cases of baby lettuce and basil, and 30,000 cases of tomatoes
Projected impact on agricultural and forestal producers	While an immediate impact to local producers is small, this project could begin a shift towards local produce buying by major national retailers that could benefit Virginia's agricultural producers in the future.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$38,073/year
Average wage of project	$35,948/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $7,348,678 New jobs - 7 VA-grown products - $4,343,079.98 Performance period ends Q3 FY 2019

Shawnee Canning Company, Inc. (announced January 2016) Expansion of family-owned fruit co-packer	
Location	Frederick County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$7,500 AFID – building improvements
Other funds from the political subdivision and their use	$7,500 local cash grant – any lawful purposes
New jobs	Five (5)
New investment	$499,500
Minimum purchase Virginia-grown products	$57,000 or 312,000 pounds in net new purchases of Virginia-grown apples and peaches
Projected impact on agricultural and forestal producers	This project grows the market for Virginia fruit producers and farm stands benefiting from the company's private label co-packing operation.
Timetable for project completion	2015 – 2017
Prevailing average wage in locality	$39,836/year
Average wage of project	$32,829/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $427,807.01 New jobs - 5 VA-grown products - $25,431.44 Performance period ends Q3 FY 2019

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Monroe Bay Vineyard, LLC (announced February 2016) Expansion of Virginia farm winery	
Location	Westmoreland County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$30,000 AFID – building construction
Other funds from the political subdivision and their use	$30,000 – any lawful purpose
New jobs	Seven (7) FTEs
New investment	$385,632
Minimum purchase Virginia-grown products	$29,899 or 35.3 tons of Virginia-grown fruit
Projected impact on agricultural and forestal producers	This project expands the market for Virginia apple and grape producers.
Timetable for project completion	2016 – 2020
Prevailing average wage in locality	$28,916/year
Average wage of project	$34,507/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $144,850 New jobs - .7 FTEs VA-grown products - $17,822.60 Performance period ends Q1 FY 2021

Blue Bee Cider, LLC (announced February 2016) Relocation and expansion of urban cidery	
Location	City of Richmond
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• 50,000 AFID – building improvements • $100,000 Enterprise Zone Real Property Investment Grant – building improvements
Other funds from the political subdivision and their use	$50,000 Local Enterprise Zone benefits and real estate tax rebates – building improvements
New jobs	Four (4) FTEs
New investment	$1.1 million
Minimum purchase Virginia-grown products	$257,700 or 21,821 bushels of Virginia-grown apples and berries
Projected impact on agricultural and forestal producers	This project creates an expanded market for Virginia producers of specialty hard cider apple varieties.
Timetable for project completion	2016 – 2019
Prevailing average wage in locality	$57,011/year
Average wage of project	$30,710/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $1,241,482 New jobs – 4 FTEs VA-grown products - $88,312 Performance period ends Q4 FY 2025

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Slick Rock Lumber, LLC (announced March 2016) New sawmill	
Location	Halifax County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $12,000 AFID – building and site improvements • $9,750 VJIP – job training
Other funds from the political subdivision and their use	$12,000 – site improvements
New jobs	Thirteen (13)
New investment	$535,000
Minimum purchase Virginia-grown products	$5.1 million or 14.6 mbf of Virginia-grown timber
Projected impact on agricultural and forestal producers	This project expands the market for Virginia hardwoods and non-pine species of softwoods.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$33,758/year
Average wage of project	$27,200/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

Springfield 1842, LLC (announced March 2016) New craft distillery	
Location	Halifax County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $10,000 AFID – building renovations • $3,750 VJIP – job training
Other funds from the political subdivision and their use	$10,000 local cash grant – any lawful purpose
New jobs	Five (5) FTEs
New investment	$160,000
Minimum purchase Virginia-grown products	$15,156 or 148,176 pounds of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project provides a new market for high-value, Virginia-grown grain and further integrates Virginia agriculture into a fast growing craft distilling industry.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$33,758/year
Average wage of project	$25,792/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $173,000 New jobs – 0 VA-grown products - $5,200 Performance period ends Q1 FY 2020

Woodgrain Millwork, Inc. (announced April 2016) Expansion of door and window frame manufacturer	
Location	Smyth County
Grant amount committed from AFID Other funds committed by the Commonwealth	• $100,000 AFID – building improvements • $13,300 VJIP – job training

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How these funds will be used	• $75,000 TROF – building improvements • $29,000 Enterprise Zone Job Creation Grant – incentivize job creation
Other funds from the political subdivision and their use	$100,000 local cash grant – any lawful purpose
New jobs	Seventeen (17)
New investment	$1.9 million
Minimum purchase Virginia-grown products	$4.7 million or 9.2 mbf of Virginia-grown white pine and other species
Projected impact on agricultural and forestal producers	This project expands the market for Virginia-grown white pine and other species.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$34,341/year
Average wage of project	$29,195/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $550,000 New jobs – 3 VA-grown products - $1,592,985 Performance period ends Q1 FY 2026

Performance Livestock and Feed Company, Inc. (announced June 2016) New location of NC-based feed producer	
Location	Henry County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – building improvements • $25,600 VJIP – job training • $170,000 TROF – building improvements • $67,500 Enterprise Zone Job Creation Grant – any lawful purpose • $70,000 Enterprise Zone Real Property Investment Grant – any lawful purpose • $345,000 Rail Industrial Access Grant – rail improvement
Other funds from the political subdivision and their use	• $170,000 Local Grant for Rail Assistance – rail improvements • $102,253 Henry County Local Enterprise Zone Incentives – any lawful purpose
New jobs	Thirty-two (32)
New investment	$4.2 million
Minimum purchase Virginia-grown products	$11 million or 115,145 tons of Virginia-grown grains and non-traditional feed ingredients
Projected impact on agricultural and forestal producers	This project will create a robust new market for traditional and non-traditional Virginia-grown feed ingredients; large new feed producer will benefit from livestock producers in feed deficient state.
Timetable for project completion	2016 – 2019
Prevailing average wage in locality	$30,195/year
Average wage of project	$26,000/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $3,500,000

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	New jobs – 8 VA-grown products - $802,500 Performance period ends Q4 FY 2027

KO Distilling (announced August 2016) Expansion of craft distillery	
Location	City of Manassas
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$25,000 AFID – building improvements
Other funds from the political subdivision and their use	$25,000 local cash grant – building improvements
New jobs	Three (3) new jobs and three (3) FTEs
New investment	$675,000
Minimum purchase Virginia-grown products	$63,750 or 300 tons of Virginia-grown corn, wheat and rye
Projected impact on agricultural and forestal producers	This project will create a new, high-profile market for Virginia producers of high-quality grain.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$59,543/year
Average wage of project	$28,266/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q2 FY 2020

Speyside Bourbon Cooperage (announced August 2016) Location of new stave mill	
Location	Bath County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$250,000 AFID – site improvements and construction $22,500 Virginia Job Investment Program (VJIP) – training and recruitment
Other funds from the political subdivision and their use	$370,000 in donated land – 47 acres valued at $10,000 per acre – site acquisition
New jobs	Thirty (30)
New investment	$5.5 million
Minimum purchase Virginia-grown products	$11.2 million or 8 million log feet of Virginia white oak
Projected impact on agricultural and forestal producers	New forestry purchases will support Virginia forestland owners and forestry businesses.
Timetable for project completion	2017 – 2018
Prevailing average wage in locality	$35,562/year
Average wage of project	$28,662/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $1,220,000 New jobs - 3 VA-grown products - $634,500 Performance period ends Q2 FY 2020

North Lock LLC, dba Port City Brewing Company (announced August 2016) Expansion of craft brewery	
Location	City of Alexandria

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Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$250,000 AFID – building improvements
Other funds from the political subdivision and their use	• $155,000 local cash grant – any lawful purpose • $95,000 in-kind – transportation improvements
New jobs	Fourteen (14) new jobs and 7.4 FTEs
New investment	$2.7 million
Minimum purchase Virginia-grown products	$41,042 or 115,110 pounds of Virginia-grown wheat and oysters
Projected impact on agricultural and forestal producers	This project will expand a high-profile market for Virginia wheat and oyster producers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$71,795/year
Average wage of project	$37,500/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q2 FY 2020

Salatin & Cloud LLC., dba T&E Meats (announced September 2016) Expansion of meat co-packer	
Location	City of Harrisonburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant – building improvements
New jobs	Seven (7)
New investment	$642,464
Minimum purchase Virginia-grown products	$1.2 million or 902,068 pounds of Virginia-grown meat
Projected impact on agricultural and forestal producers	This project will expand a critical new meat processing capacity for Virginia livestock producers.
Timetable for project completion	2016-2018
Prevailing average wage in locality	$35,420/year
Average wage of project	$33,509/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q3 FY 2020

Burton Brewing, LLC dba Strangeways Brewing (announced September 2016) New location of existing craft brewery	
Location	City of Fredericksburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$150,000 AFID – building improvements
Other funds from the political subdivision and their use	$150,000 local cash grant – any lawful purpose
New jobs	Twelve (12) new jobs and fifteen (15) FTEs
New investment	$2.5 million
Minimum purchase Virginia-grown products	$33,482 or 12,160 pounds of net new purchases of Virginia-grown hops, pumpkins, honey, fruits, and vegetables
Projected impact on agricultural and forestal producers	This project will create a high-profile market for Virginia-grown specialty crops.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$41,396/year

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Average wage of project	$37,407/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q2 FY 2020

River Ridge Land and Cattle Company, LLC (announced October 2016) New meat processing facility	
Location	Grayson County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $8,800 VJIP – job training • $45,000 Tobacco Region Opportunity Fund (TROF) - building improvements • $26,100 Enterprise Zone Job Grant- any lawful purpose • $100,000 Enterprise Zone Real Property Investment Grant – any lawful purpose
Other funds from the political subdivision and their use	$70,000 Grayson County Performance Grant – site acquisition
New jobs	Eleven (11)
New investment	$2.1 million
Minimum purchase Virginia-grown products	$4 million or 1.5 million pounds of Virginia-grown beef and pork
Projected impact on agricultural and forestal producers	This project will create a critical new meat processing capacity for Virginia livestock producers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$29,805/year
Average wage of project	$33,222/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Rock Wood Products of Dillwyn, Inc. (announced October 2016) Expansion and relocation of sawmill	
Location	Buckingham County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $150,000 AFID – building improvements • $9,600 VJIP – job training
Other funds from the political subdivision and their use	$150,000 local tax abatement – any lawful purpose
New jobs	Twelve (12)
New investment	$8.6 million
Minimum purchase Virginia-grown products	$3.6 million or 9.5 million board feet of Virginia-grown timber
Projected impact on agricultural and forestal producers	This project will preserve and expand an important market for Virginia forestland owners.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$34,948/year
Average wage of project	$37,275/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Coyote Hole Ciderworks (announced November 2016) Location of hard cider production and agri-tourism facility

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Location	Louisa County
Grant amount committed from AFID How these funds will be used	$20,000 AFID – site improvements, construction
Other funds from the political subdivision and their use	$20,000 local cash grant – any lawful purpose
New jobs	Six (6)
New investment	$775,000
Minimum purchase Virginia-grown products	$346,416 or 1,149,120 pounds of apples and other fruit
Projected impact on agricultural and forestal producers	This project will create new agricultural purchases that will support Virginia growers.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$48,342/year
Average wage of project	$35,333/year
	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Blue Ridge Aquaculture, Inc. (announced December 2016) Expansion of aquaculture operation	
Location	Henry County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $25,000 TROF – building improvements • $100,000 Enterprise Zone Real Property Improvement Grant – building improvements
Other funds from the political subdivision and their use	• $8,784 – Henry Co. Real Property Enterprise Zone grant • $93,024 – Henry Co. M&T Enterprise Zone grant
New jobs	Five (5)
New investment	$3.2 million
Minimum purchase Virginia-grown products	$900,642 or 5,400 tons of Virginia-grown corn
Projected impact on agricultural and forestal producers	This project will create new local market for area corn producers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$31,489/year
Average wage of project	$39,184/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Black Narrows Brewing Company (announced January 2017) New craft brewery	
Location	Accomack County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$11,000 AFID – building improvements
Other funds from the political subdivision and their use	$11,000 of local Enterprise Zone– any lawful purpose
New jobs	Five (5)
New investment	$360,000
Minimum purchase Virginia-grown products	$42,590 or 4,270 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project will create a new high-profile market for Virginia-grown hops, oysters, fruit and honey.

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Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$26,215
Average wage of project	$27,000
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Bad Wolf Public House (announced February 2017) New craft brewery	
Location	City of Manassas
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$10,000 AFID – building improvements
Other funds from the political subdivision and their use	$10,000 local cash grant – building improvement
New jobs	Two (2)
New investment	$207,475
Minimum purchase Virginia-grown products	$21,945 or 1,695 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project will create a new high-profile market for Virginia-grown hops, honey, pumpkins and raspberries.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$59,908
Average wage of project	$22,880
Status	Performance Agreement completed; funds released to the City. Performance period ends Q4 FY 2020

Filibuster Distillery LLC (announced February 2017) Expansion of craft distillery	
Location	Shenandoah County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$30,000 AFID – building improvement
Other funds from the political subdivision and their use	$30,000 local cash grant – building improvements
New jobs	Eight (8)
New investment	$795,000
Minimum purchase Virginia-grown products	$263,250 or 1.6 million pounds of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project will create a new, high-profile market for Virginia producers of high-quality grain.
Timetable for project completion	2016 – 2019
Prevailing average wage in locality	$32,835/year
Average wage of project	$28,500/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q4 FY 2020

Shamrock Foods Company dba Shamrock Farms (announced March 2017) Expansion of state-of-the-art dairy manufacturing facility producing extended shelf life (ESL) products	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth	• $400,000 AFID – building improvements

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How these funds will be used	• $400,000 Virginia Investment Partnership (VIP) – any lawful purpose • $58,500 Virginia Jobs Investment Program (VJIP) – job training
Other funds from the political subdivision and their use	$458,500 in local cash grant over five years – any lawful purpose
New jobs	Seventy-eight (78)
New investment	$44 million
Minimum purchase Virginia-grown products	$24 million or 15 million gallons of Virginia-produced milk
Projected impact on agricultural and forestal producers	This project will create a major new market for Virginia milk producers.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$41,964/year
Average wage of project	$45,760/year
Status	Performance Agreement completed; funds released to the County. Performance period end Q4 FY 2020

Ragged Mountain Farm, LLC dba Ragged Branch Distillery (announced April 2017) Expansion of craft distillery	
Location	Albemarle County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$17,000 AFID – building improvements
Other funds from the political subdivision and their use	$17,000 local cash grant – building improvements
New jobs	Four (4)
New investment	$225,000
Minimum purchase Virginia-grown products	$9,047 or 80,927 pounds of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project will create new, high-profile market for Virginia-grown grain.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$50,587/year
Average wage of project	$39,000/year
Status	Performance Agreement sent to the County for signatures.

Parkway Brewing Company (announced May 2017) Expansion of craft brewery	
Location	City of Salem
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $150,000 AFID – building improvements • $4,800 Virginia Jobs Investment Program – job training
Other funds from the political subdivision and their use	$150,000 local cash grant – building improvements
New jobs	Six (6) new jobs and seven (7) FTEs
New investment	$750,000
Minimum purchase Virginia-grown products	$20,500 or 7,300 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project will expand a high-profile market for Virginia-grown hops, wheat, honey and fruits.
Timetable for project completion	2017 – 2019

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Prevailing average wage in locality	$47,272/year
Average annual wage of project	$17,845/year (New jobs: $22,000, FTEs: $14,285)
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2021

Lickinghole Creek Craft Brewery LLC (announced May 2017) Major expansion by craft brewery	
Location	Goochland County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building improvements • $16,800 VJIP – job training
Other funds from the political subdivision and their use	$250,000 in local cash grants – building improvements
New jobs	Thirty-six (36)
New investment	$12.1 million
Minimum purchase Virginia-grown products	$449,334 or 189,525 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project expands a high-profile market for Virginia-grown hops, grain, honey and produce.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$86,918/year
Average wage of project	$34,281/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2021

Lickinghole Creek Craft Brewery (announced May 2017) Expansion of brewery to City of Lynchburg	
Location	City of Lynchburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $7,200 VJIP –job training • $15,200 EZ Job Creation Grant – building improvements • $100,000 EZ Real Property Improvement Grant – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant
New jobs	Twenty-eight (28)
New investment	$2.6 million
Minimum purchase Virginia-grown products	$102,444 or 48,231 pounds of Virginia-grown hops, grain and other produce
Projected impact on agricultural and forestal producers	This project will create a new local market for area hops, grain and fruit and vegetable producers.
Timetable for project completion	2017 – 2018
Prevailing average wage in locality	$35,750/year
Average wage of project	$33,556/year
Status	In August, VDACS was notified that the company was not able to lease the building space in Lynchburg, and decided not to accept the AFID funds awarded to the City of Lynchburg for this project. This project will be removed from future reports.

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Three Notch'd Brewing Company (announced June 2017) Expansion of craft brewery	
Location	City of Charlottesville
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant – building improvements
New jobs	Eight (8) new jobs and one (1) FTE
New investment	$2.9 million
Minimum purchase Virginia-grown products	$175,616 or 124,405 pounds of Virginia-grown hops, wheat, honey
Projected impact on agricultural and forestal producers	This project expands a high-profile market for Virginia-grown hops, honey, wheat and produce.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$51,920
Average wage of project	$77,444
Status	Performance Agreement completed; funds released to the City. Performance period end Q1 FY 2021

AFID Planning Grant Program

The AFID Planning Grant program was established to encourage localities to think strategically about how they can better support and integrate agriculture and forestry into their community's overall economic development efforts. AFID Planning Grant applications are accepted on a rolling basis, allowing applicants to work with the AFID Fund Coordinator to refine their project and submit stronger applications.

Since the inception of the AFID Planning Grant, $770,597 has been awarded to 38 projects, directly impacting 59 unique localities. Of these funded projects, thirty (30) have successfully completed activities.

During the first half of the FY 2018, Governor McAuliffe announced two (2) AFID Planning Grant awards totaling $75,947, covering eight (8) localities. A summary of these projects are listed below:

Project Title: Regional Food Port Feasibility Study

Applicant: Fauquier County (in cooperation with Loudoun County)

Amount Requested $35,000

Summary: Fauquier and Loudon Counties will evaluate the feasibility of a regional food port. The port could act as a commercial-scale food distribution center where individual farms, cooperatives and local food hubs aggregate product supply for efficient storage, processing, and preparation for urban markets. With this study, the counties will be able to identify opportunities for increased agricultural production and to target infrastructure investments for economic growth. In addition, results of the study will be shared statewide to encourage more farms and local food hubs to participate as suppliers of the food port.

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Project Title: Clarke County Cost of Community Services Study

Applicant: Clarke County

Amount Requested: $5,947

Summary: Clarke County will undertake an effort to study the cost of community services of differing land uses in the county. The project will compute the ratio of expenditures-to-revenues for the different land use categories (i.e. agriculture, residential, commercial, industrial, etc.), study the county's conservation easements, and show how existing land uses affect the county budget. Results can be used to support continued investment in agricultural and forestland conservation as a benefit to taxpayers, the environment, and the community.

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ANEXO 34

Export to Excel

Credit Comparable Analysis

Edit Peers Customize Field

ummary vs History vs Peers Issuer Ratings (CRPR)

vs History vs Peers

Metrics Current History Change Low Range High History

Valuation Multiples

Market Metrics

Credit Ratios

Edit Panel Expand Panel

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ANEXO 35

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FRED Graph Observations
Datos de la Reserva Economica Federal
Link: https://fred.stlouisfed.org
Help: https://fred.stlouisfed.org/help-faq
División de Investigaciones Económicas
Banco de la Reserva Federal de San Louis

BAMLH0A2HYBEY ICE BofAML Rendimientos Efectivos de US High Yield B, Porcentaje, Diario, Desestacionalizado

Frecuencia: Diaria, Cierre

Fecha de Observación	BAMLH0A2HYBEY
2017-01-03	6.00
2017-01-04	5.89
2017-01-05	5.84
2017-01-06	5.83
2017-01-09	5.84
2017-01-10	5.85
2017-01-11	5.86
2017-01-12	5.88
2017-01-13	5.84
2017-01-16	5.81
2017-01-17	5.81
2017-01-18	5.82
2017-01-19	5.88
2017-01-20	5.90
2017-01-23	5.93
2017-01-24	5.90
2017-01-25	5.86
2017-01-26	5.81
2017-01-27	5.79
2017-01-30	5.84
2017-01-31	5.88
2017-02-01	5.86
2017-02-02	5.83
2017-02-03	5.78
2017-02-06	5.76
2017-02-07	5.76
2017-02-08	5.79
2017-02-09	5.81
2017-02-10	5.80
2017-02-13	5.78
2017-02-14	5.75
2017-02-15	5.76
2017-02-16	5.76
2017-02-17	5.77
2017-02-20	5.77
2017-02-21	5.70
2017-02-22	5.66
2017-02-23	5.63
2017-02-24	5.62
2017-02-27	5.60
2017-02-28	5.60
2017-03-01	5.53
2017-03-02	5.54
2017-03-03	5.58
2017-03-06	5.65
2017-03-07	5.75
2017-03-08	5.86
2017-03-09	6.00
2017-03-10	5.97
2017-03-13	6.03

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2017-03-14	6.14
2017-03-15	6.01
2017-03-16	5.87
2017-03-17	5.87
2017-03-20	5.91
2017-03-21	5.96
2017-03-22	6.04
2017-03-23	6.00
2017-03-24	5.96
2017-03-27	6.00
2017-03-28	5.91
2017-03-29	5.80
2017-03-30	5.72
2017-03-31	5.88
2017-04-03	5.89
2017-04-04	5.90
2017-04-05	5.80
2017-04-06	5.82
2017-04-07	5.79
2017-04-10	5.78
2017-04-11	5.81
2017-04-12	5.83
2017-04-13	5.85
2017-04-14	#N/A
2017-04-17	5.84
2017-04-18	5.84
2017-04-19	5.79
2017-04-20	5.79
2017-04-21	5.77
2017-04-24	5.68
2017-04-25	5.64
2017-04-26	5.63
2017-04-27	5.61
2017-04-28	5.58
2017-04-30	5.65
2017-05-01	5.67
2017-05-02	5.68
2017-05-03	5.68
2017-05-04	5.77
2017-05-05	5.80
2017-05-08	5.77
2017-05-09	5.74
2017-05-10	5.72
2017-05-11	5.72
2017-05-12	5.71
2017-05-15	5.64
2017-05-16	5.63
2017-05-17	5.66
2017-05-18	5.70
2017-05-19	5.62
2017-05-22	5.57
2017-05-23	5.55
2017-05-24	5.53
2017-05-25	5.50
2017-05-26	5.53
2017-05-29	5.52
2017-05-30	5.48
2017-05-31	5.53
2017-06-01	5.51
2017-06-02	5.46
2017-06-05	5.47

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2017-06-06	5.49
2017-06-07	5.53
2017-06-08	5.61
2017-06-09	5.59
2017-06-12	5.58
2017-06-13	5.54
2017-06-14	5.51
2017-06-15	5.57
2017-06-16	5.60
2017-06-19	5.59
2017-06-20	5.63
2017-06-21	5.73
2017-06-22	5.74
2017-06-23	5.72
2017-06-26	5.70
2017-06-27	5.68
2017-06-28	5.68
2017-06-29	5.71
2017-06-30	5.73
2017-07-03	5.72
2017-07-04	5.72
2017-07-05	5.71
2017-07-06	5.78
2017-07-07	5.86
2017-07-10	5.85
2017-07-11	5.86
2017-07-12	5.77
2017-07-13	5.74
2017-07-14	5.65
2017-07-17	5.60
2017-07-18	5.58
2017-07-19	5.52
2017-07-20	5.47
2017-07-21	5.46
2017-07-24	5.50
2017-07-25	5.48
2017-07-26	5.43
2017-07-27	5.42
2017-07-28	5.45
2017-07-31	5.47
2017-08-01	5.45
2017-08-02	5.44
2017-08-03	5.44
2017-08-04	5.47
2017-08-07	5.46
2017-08-08	5.49
2017-08-09	5.64
2017-08-10	5.73
2017-08-11	5.80
2017-08-14	5.70
2017-08-15	5.72
2017-08-16	5.69
2017-08-17	5.73
2017-08-18	5.78
2017-08-21	5.80
2017-08-22	5.76
2017-08-23	5.75
2017-08-24	5.72
2017-08-25	5.69
2017-08-28	5.65
2017-08-29	5.66

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2017-08-30	5.63
2017-08-31	5.59
2017-09-01	5.62
2017-09-04	5.61
2017-09-05	5.63
2017-09-06	5.59
2017-09-07	5.58
2017-09-08	5.62
2017-09-11	5.62
2017-09-12	5.62
2017-09-13	5.59
2017-09-14	5.57
2017-09-15	5.57
2017-09-18	5.56
2017-09-19	5.54
2017-09-20	5.53
2017-09-21	5.54
2017-09-22	5.55
2017-09-25	5.53
2017-09-26	5.50
2017-09-27	5.52
2017-09-28	5.49
2017-09-29	5.50
2017-09-30	5.54
2017-10-02	5.53
2017-10-03	5.53
2017-10-04	5.52
2017-10-05	5.52
2017-10-06	5.52
2017-10-09	5.51
2017-10-10	5.50
2017-10-11	5.50
2017-10-12	5.54
2017-10-13	5.51
2017-10-16	5.49
2017-10-17	5.46
2017-10-18	5.45
2017-10-19	5.44
2017-10-20	5.44
2017-10-23	5.39
2017-10-24	5.39
2017-10-25	5.44
2017-10-26	5.46
2017-10-27	5.44
2017-10-30	5.43
2017-10-31	5.49
2017-11-01	5.47
2017-11-02	5.50
2017-11-03	5.49
2017-11-06	5.52
2017-11-07	5.54
2017-11-08	5.67
2017-11-09	5.83
2017-11-10	5.87
2017-11-13	5.90
2017-11-14	5.97
2017-11-15	6.06
2017-11-16	5.88
2017-11-17	5.85
2017-11-20	5.82
2017-11-21	5.79

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2017-11-22	5.76
2017-11-23	5.76
2017-11-24	5.75
2017-11-27	5.72
2017-11-28	5.75
2017-11-29	5.73
2017-11-30	5.84
2017-12-01	5.83
2017-12-04	5.81
2017-12-05	5.80
2017-12-06	5.82
2017-12-07	5.85
2017-12-08	5.86
2017-12-11	5.83
2017-12-12	5.82
2017-12-13	5.82
2017-12-14	5.82
2017-12-15	5.85
2017-12-18	5.86
2017-12-19	5.88
2017-12-20	5.90
2017-12-21	5.88
2017-12-22	5.88
2017-12-25	#N/A
2017-12-26	5.88
2017-12-27	5.84
2017-12-28	5.82
2017-12-29	5.82
2017-12-31	5.90

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ANEXO 36

Monto del Crédito	Tasa de Garantía	Mercado/Tasa de Descuento (Referencia)	r	Suma Global	n	Factor de Acumulación	Cuota Anual	Cuota Anual %
4250000	0.010	**0.057**	0.946	42500.000	**15.000**	9.905	4290.547	**0.001010**

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ANEXO 37

DIRECCIÓN DE COMERCIO EXTERIOR
Versión Pública:
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App	Estado	Año	Nombre de Contacto	Beneficiario de Deducción de Impuestos
AF 023	Final	2017	Chip Wertz	Waste Management of Oregon
AF 035	Final	2017	Joseph Lu	J Lu Properties, LLC
AF 040	Final	2017	Tim Kasch	MAEME Rentals, Inc
AF 045	Final	2017	Chris Fleming	Blue Star Gas - Coast Co
AF 049	Final	2017	David Walker	Clean Energy dba Clean Energy Corp.
AF 050	Final	2017	Mark Epling	Washington County Support Services
AF 053	Final	2017	Tim Miller	Casey Condominiums Owners' Association (HOA)
AF 054	Final	2017	Mark Fazio	Bill Naito Company
CB 20	Final	2017	Alejandra Gonzales	Karuna Properties II LLC
CB 22	Final	2017	Rob Roy	IronHorse Lodge 1 LLC
CC 30	Final	2017	Bill Duerden, PE	City of Redmond Municipal Airport
CC 31	Final	2017	Phil Scrima	South Lane School District 45J3
CC 32	In PT	2017	Eric Winn	Multnomah County Oregon
CC 52	Final	2017	Raegan Aasted	Quality Inn & Suites
CI 15	Final	2017	Wendy Smith	Bright Wood Corporation
CI 18	Final	2017	Danny Grady	City of Portland Bureau of Transportation
CI 25	Final	2017	Don Zea	Indoor Billboard NW
CI 26	Final	2017	Nate Pozzesi	SnoTemp Cold Storage
CI 27	Final	2017	Patrick Cox	City of Eugene/City Engineer
CI 29	Final	2017	Skyler Mlasko	Northwest Hardwoods, Inc
CI 33	Final	2017	James Louderman	Pacific Foods
CI 34	Final	2017	Mike Baker	Marvin Lumber and Cedar/Marvin Wood Products
CS 1107	Final	2017	Ronald Quiring	Ronald Quiring
CS 1117	Final	2017	Charley Miller/Adelbert, LLC	The Miller Lumber Company
CS 1132	Final	2017	Chris Fromhart	Stone Bridge Homes NW LLC
CS 1133	Final	2017	Chris Fromhart	Stone Bridge Homes NW LLC
CS 1134	Final	2017	Chris Fromhart	Stone Bridge Homes NW LLC
CS 1135	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1136	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1137	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1138	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1139	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1143	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1144	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1145	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1146	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1147	Final	2017	Don Braden	Don Braden
CS 1151	Final	2017	Louis Kurth	Helen Kurth
CS 1153	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1157	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1159	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1162	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1163	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1164	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1166	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1174	Final	2017	William J. Kirkham	Kings Corner, LLC
CS 1175	Final	2017	Paul Fuller	Sweet Creek Foods LLC
CS 1178	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1180	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1181	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1182	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC

CS 1183	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1184	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1186	Final	2017	Michael Liu/Kent Nack	Michael Liu
CS 1188	Final	2017	Michael Liu	Michael Liu
CS 1189	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1190	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1191	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1194	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1195	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1198	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1199	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1205	Final	2017	Eddie Wilson	EIWACO LP
CS 1208	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1209	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1210	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1211	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1212	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1216	Final	2017	Jonathan Nagar	Jonathan Nagar
CS 1222	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1224	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1225	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1226	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1228	In PT	2017	Wayne Nutsch	Nutsch Aviation
CS 1229	Final	2017	Damon Kenyon	Peso Investments, LLC
CS 1230	Final	2017	Damon Kenyon	Peso Investments, LLC
CS 1231	Final	2017	Damon Kenyon	Peso Investments, LLC
CS 1232	Final	2017	Damon Kenyon	Peso Investments, LLC
CS 1233	Final	2017	Damon Kenyon	Peso Investments, LLC
CS 1234	Final	2017	Damon Kenyon	Peso Investments, LLC
CS 1235	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1237	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1238	Final	2017	Fred J Gabriel	Fred J Gabriel
CS 1240	Final	2017	Conan Doherty	The Doherty Group LLC
CS 1241	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1242	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1243	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1244	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1251	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1253	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1254	Final	2017	Jay Sherrerd	EL Smith Building LLC
CS 1258	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1259	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1267	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1268	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1269	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1270	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1271	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1272	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1273	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1274	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1275	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1276	Final	2017	Jenifer Lewis	Everett Custom Homes Inc

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CS 1277	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1278	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1279	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1280	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1284	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1285	Final	2017	Heidi Hacker	Factory Expo Home Centers
CS 1286	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1288	Final	2017	Farhad Ghafarzade	Green Drop Garage
CS 1289	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1290	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1291	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1292	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1297	Final	2017	Nancy Bantsari	Nancy Bantsari
CS 1299	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1300	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1301	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1303	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1304	Final	2017	Shannon Sbarra	Volcano Veggies LLC
CS 1307	Final	2017	Gary Leyth	Harprop Inc
CS 1308	Final	2017	Gary Leyth	Englewood Terrace Apartments
CS 1311	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1313	Final	2017	Jodie Scholz	Howard Paul Grabhorn 2015 Trust et al
CS 1315	Final	2017	Beverly Carrlson	Beverly Carrlson
CS 1316	Final	2017	Shea Gilligan	Sandra K. Gilligan
CS 1318	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1319	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1320	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1321	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1323	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1330	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1331	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1332	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1333	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1334	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1336	Final	2017	Peter Cummings	River Fun LLC
CS 1337	Final	2017	Glen Hart	Sol-Sisters Inc
CS 1338	Final	2017	Glen Hart	Sol-Sisters Inc
CS 1339	Final	2017	Glen Hart	Sol-Sisters Inc
CS 1342	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1343	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1344	Final	2017	Andrew Piriak	Wireless Applications Consulting Inc
CS 1345	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1346	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1347	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1348	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1349	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1352	Final	2017	Rodney Sullivan	Rodney Sullivan
CS 1354	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1359	Final	2017	Terry Silbernagel	Park Avenue Rental LLC
CS 1360	Final	2017	Richard Feltz	Valley Tel Service Inc
CS 1361	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1362	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC

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CS 1364	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1365	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1366	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1368	Final	2017	Linda McMichael	Linda McMichael
CS 1370	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1371	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1372	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1373	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1374	Final	2017	Gavin Radigan	Radigan Remodeling
CS 1378	Final	2017	Brandi Erskine	Brandi Erskine
CS 1383	Final	2017	Paul Kerley	Snow & Kerley Properties LLC
CS 1385	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1386	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1387	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1392	Final	2017	Barb McClure	JR Zukin Corp
CS 1393	Final	2017	Barb McClure	JR Zukin Corp
CS 1394	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1395	Final	2017	Karen Suthard	Karen Suthard
CS 1398	Final	2017	Norbert Volny	VVI LLC
CS 1400	Final	2017	Milford Mills	First Cabin Investments LLC
CS 1401	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1403	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1406	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1407	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1410	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1418	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1420	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1421	Final	2017	George Mikkola	George Mikkola
CS 1422	Final	2017	Carl Vander Zanden	Carl Vander Zanden
CS 1426	Final	2017	Leonard McMichael	Yamasa Corp USA
CS 1427	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1428	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1434	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1436	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1437	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1438	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1439	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1440	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1441	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1442	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1443	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1445	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1446	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1448	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1450	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1453	Final	2017	Geoff Johnson	Martini Partnership
CS 1454	Final	2017	Jeffrey McKie	Jeffrey A & Susan L McKie
CS 1457	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1458	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1460	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1463	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1464	Final	2017	Jim Bechtel	Jim Bechtel

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CS 1465	Final	2017	Amanda Larson	Amanda Larson
CS 1466	Final	2017	John Becker	Harts Nursery of Jefferson Inc
CS 1467	Final	2017	John Becker	Sol-Sisters Inc
CS 1469	Final	2017	Roger Wylie	RT Property Investments
CS 1470	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1471	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1475	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1476	Final	2017	Dave and Lorrie Amaya	Compassion Adult Foster
CS 1477	Final	2017	Nick Klein	13275 SW Second LLC
CS 1478	Final	2017	Nick Klein	Kunke I LLC and Grovenor Drive LLC
CS 1479	Final	2017	Bradley Heintz	Bradley Heintz
CS 1481	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1482	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1483	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1484	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1485	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1486	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1487	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1488	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1489	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1490	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1492	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1504	Final	2017	Dale Monroe	Dale Franklin Monroe
CS 1505	Final	2017	Tanya Wheeler	Tanya M Wheeler
CS 1507	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1509	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1511	Final	2017	Robert Galbreth	Interstate Apartments LLC
CS 1512	Final	2017	Paul Kerley	Snow & Kerley Properties
CS 1513	Final	2017	Kenneth Bates	Kennith & Suzanne Bates
CS 1515	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1516	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1517	Final	2017	Melissa Waldman	David Edwards
CS 1520	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1522	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1523	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1524	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1525	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1526	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1527	Final	2017	Virginia McMichael	Virginia McMichael
CS 1528	Final	2017	Warren Bednarz	River Grove Office Park
CS 1529	Final	2017	Warren Bednarz	Bar Industries
CS 1530	Final	2017	Paul Kerley	Kerley Five Properties LLC
CS 1531	Final	2017	Paul Kerley	Kerley Five Properties LLC
CS 1532	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1535	Final	2017	Debra Bates	Debra Bates
CS 1536	Final	2017	Lester Margosian	Lester Margosian
CS 1537	Final	2017	Robert N Magid	NW Rehearsal Studios
CS 1538	Final	2017	Brad Dixon	Brad Dixon
CS 1539	Final	2017	Brad Dixon	Brad Dixon
CS 1542	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1544	Final	2017	Vivienne Gilson	Vivienne Gilson
CS 1545	Final	2017	Alan Slater	Slatercom-WCD

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CS 1546	Final	2017	Paul Kerley	Snow & Kerley Properties
CS 1547	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1548	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1549	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1550	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1551	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1552	Final	2017	Paul Miller	5G Properties
CS 1553	Final	2017	Paul Miller	5G Properties
CS 1554	Final	2017	Bob Graham	Shirley May's Restaurant
CS 1555	Final	2017	Mikehail Ganchenko	Mikehail Ganchenko
CS 1556	Final	2017	Pamela Jo Snodgrass	P&D Nursery Inc
CS 1559	Final	2017	Greg Larson	Greg Larson
CS 1560	Final	2017	John O'Leary	John O'Leary
CS 1561	Final	2017	Julie Johnson	Julie Johnson
CS 1564	Final	2017	David Reed	Masterpiece Fitness
CS 1568	Final	2017	Patrick Pardo	Mary A Pardo
CS 1569	Final	2017	Dick Paay	Dick Paay
CS 1571	Final	2017	Irene Konopasek	Irene & John Konopasek
CS 1572	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1574	Final	2017	Jane Manning	Jane Manning
CS 1575	Final	2017	Veronica Cardenas	Battlecreek LLC
CS 1576	Final	2017	Veronica Cardenas	Battlecreek LLC
CS 1577	Final	2017	Tom Merchant	Battlecreek LLC
CS 1578	Final	2017	Tom Merchant	Battlecreek LLC
CS 1579	Final	2017	Tom Merchant	Battlecreek LLC
CS 1580	Final	2017	Dale Mammen	Rendezvous RV Resort
CS 1582	Final	2017	Randy Druba	Harry's Bait Tackle & Manufacturing
CS 1583	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1584	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1585	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1586	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1587	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1588	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1589	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1590	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1591	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1593	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1596	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1597	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1599	Final	2017	Dan Blevins	Laura's Investments
CS 1600	Final	2017	Marge Obersinner	David Obersinner
CS 1601	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1602	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1606	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1607	Final	2017	Leonard McMichael	Leonard McMichael
CS 1608	Final	2017	Frank Thieme	Robert Duggins
CS 1609	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1610	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1611	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1612	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1613	Final	2017	James Baglien	St Martin The Merciful Orthodox Church, Inc.
CS 1614	Final	2017	Katie Poole-Hussa	Ross & Neola Sicilia

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CS 1615	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1616	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1617	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1618	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1620	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1621	Final	2017	Bill Stapleton	June M Stapleton
CS 1622	Final	2017	Carl Vander Zanden	Carl Vander Zanden
CS 1624	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1625	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1626	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1627	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1628	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1629	Final	2017	Gerald McCubbins	Gerald B McCubbins
CS 1632	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1633	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1635	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1637	Final	2017	Russ Smith	Smith & Goldsmith Inc
CS 1642	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1644	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1647	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1648	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1651	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1654	Final	2017	Jordan Sparks	Marietta Bluff LLC
CS 1656	Final	2017	Tammy Loewen	OTL Properties
CS 1658	Final	2017	Tammy Loewen	OTL Properties
CS 1659	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1660	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1662	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1668	Final	2017	Tom Mason	291 Stadium LLC
CS 1670	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1672	Final	2017	Larry Dolezal	Empire Car Wash Inc
CS 1673	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1674	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1676	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1677	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1681	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1682	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1683	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1684	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1685	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1686	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1687	Final	2017	Vickie Hyndman	ANDA Properties LLC
CS 1689	Final	2017	Bryce Thornton	Stafford Homes & Land LLC
CS 1692	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1693	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1694	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1696	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1697	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1698	Final	2017	Guy Glennie	Guy Glennie
CS 1699	Final	2018	Kevin Mannix	Kevin L Mannix PC
CS 1700	Final	2017	Roxie Gregory	David M Gregory & Roxanne R Gregory Family Trust
CS 1701	Final	2017	Sandra Overton	Lake Ranch LLC

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CS 1703	Final	2017	Elizabeth Eck	Elizabeth Eck
CS 1704	Final	2017	Josh Sargent	Cedar Crest Apartments
CS 1705	Final	2017	Jeremy Comisket	Stone Bridge Homes NW LLC
CS 1706	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1707	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1709	Final	2017	Jodie Scholz	Howard Paul Grabhorn 2015 Trust
CS 1710	Final	2017	Dan Gassman	Goz Enterprises
CS 1711	Final	2017	Michael Colwell	Country Oaks
CS 1712	Final	2017	Michael Colwell	Country Oaks
CS 1713	Final	2017	Michael Colwell	Country Oaks
CS 1714	Final	2017	Michael Colwell	Country Oaks
CS 1716	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1719	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1720	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1721	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1722	Final	2017	Jon Heuberger	Heuberger Investments LLC
CS 1723	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1724	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1725	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1726	Final	2017	Mike Thomas	MA Thomas Properties LLC
CS 1727	Final	2017	Charles Fisher	Charles Fisher
CS 1730	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1735	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1736	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1738	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1742	In PT	2017	Dan Blevins	Laura's Investments
CS 1743	Final	2017	Chris Kaseberg	Wheatacres Ranch
CS 1752	Final	2017	Brian Diouvardi	QUE-D's LLC
CS 1754	In PT	2017	Marilyn Burkhardt	Burkhardt Gallery
CS 1758	Final	2017	Gloria Yonamine	Gloria Yonamine
CS 1760	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1763	Final	2017	Lucinda Kelly	Lucinda Kelly
CS 1764	Final	2017	Bob Repine	Bob Repine Investments
CS 1765	Final	2017	Bill McEuin	William D McEuin
CS 1766	Final	2017	Penny Bidwell	Salem Alliance Church
CS 1767	Final	2017	Emma Gilleland	Meadowlark Capital LLC
CS 1768	Final	2017	Tammy Pryce	Luckiamute Valley Charter Schools
CS 1771	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1776	Final	2017	Frank Kline	Frank Kline
CS 1777	Final	2017	Jody Malloy	Sub-Zero Swirls
CS 1778	Final	2017	Jody Malloy	Newport Bay Candle
CS 1779	Final	2017	Jeff Stoll	Stoll Properties LTD, Partnership
CS 1781	Final	2017	Linda L Kinney	Linda L Kinney
CS 1807	Final	2017	Jayant Ingle	Jayant Ingle
CS 1808	Final	2017	Jessica Brown	Jayant Ingle
CS 1809	Final	2017	Jessica Brown	Jayant Ingle
CS 1811	Final	2017	William Mackie	Applied Physics Technologies Inc
CS 1818	Final	2017	Murray O'Neil	Murray O'Neil
CS 1819	Final	2017	Dan Knight	Donald and Patsy Knight Family Trust
CS 1820	Final	2017	Teresa Cornwell	Doty & Cornwell Properties LLC
CS 1821	Final	2017	Teresa Cornwell	Doty & Cornwell Properties LLC
CS 1822	Final	2017	Mike Sullivan	Vic's Bar & Grill

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CS 1823	Final	2017	Julian Burroughs	Canyon Crest
CS 1833	Final	2017	Theodora Schrier	The Schrier Living Trust
CS 1834	Final	2017	Linda Yapp	Nye Beach Montessori
CS 1835	Final	2017	John Wydronek	John Wydronek
CS 1836	Final	2017	Irv Widmer	1615 LLC
CS 1837	Final	2017	Josh Sargent	Capitol Apts III LLC
CS 1838	Final	2017	Josh Sargent	Capitol Apts III LLC
CS 1839	Final	2017	Josh Sargent	Capitol Apts III LLC
CS 1840	Final	2017	Josh Sargent	Capitol Apts III LLC
CS 1841	Final	2017	Josh Sargent	Capitol Apts III LLC
CS 1842	Final	2017	Jessica Brown	Ross Khenlani
CS 1843	Final	2017	Melody Oxford	Robert Taylor
CS 1844	Final	2017	Melody Oxford	Robert Taylor
CS 1845	Final	2017	Melody Oxford	Robert Taylor
CS 1846	Final	2017	Michael Feves	Imperial Arms
CS 1848	Final	2017	Michael Feves	Imperial Arms
CS 1849	Final	2017	Michael Feves	Imperial Arms
CS 1850	Final	2017	Rebecca Cook	Englewood Terrace Apartments
CS 1851	Final	2017	Rebecca Cook	Englewood Terrace Apartments
CS 1852	Final	2017	Rebecca Cook	Englewood Terrace Apartments
CS 1853	Final	2017	Rebecca Cook	Englewood Terrace Apartments
CS 1854	Final	2017	Tracy Merriam	Tracy Merriam
CS 1855	Final	2017	Michael Colwell	Country Oaks
CS 1856	Final	2017	Michael Colwell	Country Oaks
CS 1857	Final	2017	Michael Colwell	Country Oaks
CT 13	Final	2017	Richard DeWolf	DeWolf Properties LLC
ED 17	In PT	2017	Chrissy Jarvis	Gaston Public Schools (Gaston Elementary)
ED 5	Final	2017	Dr Walt Hanline	Lowell School District #71 (Lundy Elementary)
ED 6	Final	2017	Dr Walt Hanline	Lowell School District #71 (Lowell Jr/Sr High School)
TF 11	Final	2017	Benjamin Miller	GloryBee Natural Sweetners Inc
TF 12	Final	2017	Steve Behrndt	City of Portland, Bureau of Environmental Services
TF 14	Final	2017	DayleAnn Nastasia	Ron Tonkin Chevrolet
TF 15	Final	2017	Kirk Foster	Wapato Shores Inc
TF 16	Final	2017	Jesse Courtney	Douglas Parking LLC
TF 17	Final	2017	Tim McClain	Willamette Valley Transport Inc
TF 2	Final	2017	Tim Kasch	Gresham Sanitary Service, Inc
TF 3	Final	2017	Bill Massar	Waste Management of Oregon, Inc
TF 5	Final	2017	Timothy McClain	Willamette Valley Transport Inc
TF 8	Final	2017	Jonathan Peterson	Republic Services of Clackamas and Washington Counties
TF 9	Final	2017	Jonathan Peterson	Republic Services of Lake Oswego

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RESPONSE OF THE UNITED STATES TO COUNTERVAILING DUTY INVESTIGATION SUPPLEMENTAL INFORMATION REQUEST

PRODUCT: ALCOHOL FUEL (ETHANOL) ORIGINATING IN THE UNITED STATES OF AMERICA, CLASSIFIED UNDER TARIFF SUBHEADING 2207.20.00.00

AUGUST 20, 2019

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A. Federal and State Programs.

1. REAP Program:

- Regarding the subsidies.

a) Since the questionnaire only asked about the loan guarantee programs, we would appreciate if you could indicate the alleged subsidies granted to ethanol producers, the State where they are based and they produce ethanol, the production level, the amount of the benefit allocated, and the project to which said benefit was applied for the year 2017.

Response: The following grants were awarded under this program in 2017.

State	*Awardee*	*Grant Amount*	*Project Description*
KANSAS	KANSAS ETHANOL LLC	$ 337,313	Adding multiple pieces of equipment
MINNESOTA	DENCO II, LLC	$ 443,317	Purchase and installation of equipment
IOWA	HOMELAND ENERGY SOLUTIONS, LLC	$ 375,000	Retrofit to an existing ethanol facility.
INDIANA	CENTRAL INDIANA ETHANOL, LLC	$ 500,000	Purchase and installation of biofuel production equipment at an exisiting ethanol plant.
NEBRASKA	HUSKER AG, LLC	$ 348,013	Purchase and installation of a fermenter.
MICHIGAN	MARYSVILLE ETHANOL, LLC	$ 500,000	Purchase and install pre-condenser technology
ILLINOIS	ONE EARTH ENERGY, LLC	$ 260,361	Purchase and installation of an additional fermenter for One

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State	*Awardee*	*Grant Amount*	*Project Description*
			Earth Energy's ethanol facility.
SOUTH DAKOTA	NUGEN ENERGY, LLC	$ 248,752	Install an additional fermenter.
WISCONSIN	FOX RIVER VALLEY ETHANOL, LLC	$ 500,000	Purchase and installation of cook/heat exchanger, White Fox Membrane System, Beer Column Changes, cooling water system improvements.
MINNESOTA	GUARDIAN ENERGY LLC	$ 500,000	Make energy production improvements with the purchase and installation of a new fermenter.
NORTH DAKOTA	THARALDSON ETHANOL PLANT I, LLC	$ 341,000	Addition of a new fermenter and cooling tower cell.
TOTAL		**$ 4,353,756**	

While the U.S. Government does not maintain statistics on ethanol production by plant, as noted in our initial questionnaire response, the U.S. Energy Information Administration publishes nameplate production capacity for fuel ethanol plants by state.[1] This information only details capacity and does not provide actual production information. Below we have listed the production capacity of the above awardees, as reported by the U.S. Energy Information Administration.

ETHANOL FACILITY	ANNUAL PRODUCTION CAPACITY (MILLION GALLONS)

[1] https://www.eia.gov/petroleum/ethanolcapacity

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KANSAS ETHANOL LLC	65
DENCO II, LLC	28
HOMELAND ENERGY SOLUTIONS, LLC	145
CENTRAL INDIANA ETHANOL, LLC	50
HUSKER AG, LLC	90
MARYSVILLE ETHANOL, LLC	50
ONE EARTH ENERGY, LLC	110
NUGEN ENERGY, LLC	118
FOX RIVER VALLEY ETHANOL, LLC	40
GUARDIAN ENERGY LLC	143
THARALDSON ETHANOL PLANT I, LLC	153

b) Provide the value of the new amounts disbursed due to subsidies from the year 2017 for new beneficiary producers and for those that historically have been receiving benefits from programs that are still in force in 2017.

Response: The total amount of grants amounts obligated in 2017 was $4,353,756 and were only granted to new beneficiary producers. None of the producers receiving grants during the period of investigation previously received grants under the REAP program. In the previous 10 years,[2] the total amount of grants obligated under the REAP program was $2,017,916. USDA does not track whether recipient receiving grants made in previous years are utilizing assets from those grants in 2017.

- Regarding the loan guarantees.

In the response to the questionnaire sent, information was provided for a beneficiary, the company C.E. ACQUISITION CO. LLC., which was allocated an amount of US$ 4,250,000, however, it is necessary to have more clarity in this regard, so we would appreciate if you could:

a) Explain and support how these guarantees work, this is, their conditions, when and how they become effective, the actual amount of the benefit granted in 2017 and the methodology used to quantify said benefit.

Response: Loan guarantees are available on loans up to 75 percent of total eligible project costs. Rates and terms are negotiated between the lender and the recipient of the loan guarantee, subject to

[2] The meaning of "historically have been receiving" is unclear. Nonetheless, based on U.S. regulations, 10 years is the average useful life of the asset class that is applicable to the ethanol industry. *See Internal Revenue Bulletin*, Bulletin No. 2014-24 (June 9, 2014), *available at* https://www.irs.gov/pub/irs-irbs/irb14-24.pdf (accessed August 5, 2019). Therefore, with respect to this specific question regarding grants, the United States provides the total amount of grants obligated under the REAP program for the past 10 years.

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USDA approval. The loan guarantee is up to 85 percent of the loan amount. The maximum loan guarantee term is: 30 years for real estate (or combined real estate and equipment loans), 15 years, or useful life, for machinery and equipment, and 7 years for capital loans. As explained below, there is no benefit as a result of these loan guarantees in 2017.

b) Indicate the periodicity of both, the 6.35% fixed interest rate and the 3.74% long-term average interest rate.

Response: As stated in the response to Question 2.2.1(c) in the Initial Questionnaire, the loan term for the loan guarantee in question is 8 years, which is the period of the 6.35 percent fixed interest rate. The 3.74% long term average interest rate is an average rate over a period of 20 years.

c) Explain the methodology used to apply said rates and explain the difference between the amount paid by the recipient of the guarantee for a loan guaranteed by the government, and the amount that the same company would pay for a comparable commercial loan without the government's guarantee. Paragraph c) of Article 14 of the SCM Agreement.

Response: Since the loan interest rate of 6.35% is above the long term average interest rate of 3.74%, the loan guarantee would not be considered as conferring a benefit under Article 14 (c) of the SCM Agreement.

As a courtesy, the United States conducted a separate inquiry into C.E. ACQUISITION CO. LLC to approximate a suitable benchmark that would be specifically applicable for the company in 2017. Since none of the three major credit rating agencies have information available for the company, we found a range of credit ratios of similar companies (**Exhibit US-34**) and preliminarily are of the view that the US High Yield B Effective Yield series rating is an appropriate benchmark for the company.[3]

[3] This series was selected among the following range bonds are provided by the St. Louis Federal Reserve:
Investment Grade:
- US Corporate AAA Effective Yield (prime) *available at* https:/fred.stlouisfed.org/series/BAMLC0A1CAAAEY
- US Corporate AA Effective Yield (high grade) *available at* https:/fred.stlouisfed.org/series/BAMLC0A2CAAEY
- US Corporate A Effective Yield (upper medium grade) *available at* https:/fred.stlouisfed.org/series/BAMLC0A3CAEY
- US Corporate BBB Effective Yield (lower medium grade) *available at* *https:/fred.stlouisfed.org/series/BAMLC0A4CBBBEY*

Non-investment Grade:
- US High Yield BB Effective Yield (speculative) *available at* https:/fred.stlouisfed.org/series/BAMLH0A1HYBBEY
- US High Yield B Effective Yield (highly speculative) *available at* https:/fred.stlouisfed.org/series/BAMLH0A2HYBEY

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Exhibit US-35. The average rate for that series was 5.70% in 2017, which is below the 6.35% program rate, indicating no benefit was conferred.

d) Explain how the payment of the loan guarantee rights of 1% of the value of the loan affected the amount of the benefit received by the company in 2017.

Response: The lender and borrower are free to negotiate rates and terms, and the guarantee fee may or may not be included into the interest rate or other fees. Therefore, the United States did not factor in the guarantee fee when providing the interest rate in the initial questionnaire response. However for MINCIT's reference, the United States attaches a calculation that factors in the 1% in a scenario where if the loan is on a 15-year term, and with the assumption that the market rate is 5.70% that is compounded annually. The fee effectively increases the 6.35% rate, albeit nominally. *See* **Exhibit US-36.**

2. "Price Loss Coverage" and "Agriculture Risk Coverage" Programs:

a) As indicated in the response to the questionnaires, there are two ways to apply for the "Agriculture Risk Coverage" program:

"1) ARC-CO which provides revenue loss coverage at the county level and 2) ARC-IC, which provides revenue loss coverage at the individual farm level for all the covered products produced in the farm".

Regarding the ARC-IC program, indicate acres of corn registered in the program, acres of corn harvested, and the amount of the benefit received by the producers for the 2016/2017 commercial campaign.

Response: The number of corn base acres enrolled in ARC-IC for the 2016/17 marketing year was 0.3 million acres. Harvested corn acreage for the 2016/17 marketing year was 86.7 million acres. It is not possible to calculate a payment on corn base acres under ARC-IC because it is a whole farm program, meaning that if a payment is made under ARC-IC, it is a single payment on all base acres of all covered commodities on the farm. Total ARC-IC payments in 2017 were $29 million for all covered commodities.

b) For both programs, explain the methodology indicated through the verbal information presented in the public hearing of June 25, 2019 (File 4895), public book 31), as the suggested

- US High Yield CCC or Below Effective Yield (substantial risks/in default) *available at* https:/fred.stlouisfed.org/series/BAMLH0A3HYCEY

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methodology is not clear to the MINCIT, considering the information previously provided in annexes US-8 and US-9 of the response to the questionnaires.

Response: As stated in the hearing, it is not possible to establish the payment amounts to farmers that are producing corn in the current year since ARC and PLC payments, if any, are made on historical corn base acres and not on current production. In other words, it is not possible to take the amount of ARC payments on corn base acres provided in Exhibit US-8 and PLC payments on corn base acres in Exhibit US-9 and attribute all those payments to corn producers in 2017. However, if MINCIT is to quantify a benefit under the PLC or ARC programs for payments made on corn base acres during 2017, the appropriate methodology for doing so is to attribute the total payments under those programs to the total production of all agricultural commodity goods that can be produced under those programs. In the hearing, we noted the approximate value of production in 2017 of those commodities that could be planted and eligible for a payment on base acres under ARC or PLC was $135 billion and that the total ARC and PLC payments in 2017, totaled $6.971 billion, which would give a resulting benefit calculation of 5 percent, ie $6.971 billion divided by $135 billion.

There has since been a revision to the data on ARC and PLC payments in 2017 presented in paragraph 19 of the U.S. Government's Oral Statement of June 19, 2019. The total ARC-CO, ARC-IC, and PLC payments for all covered commodities in 2017 were $7.04 billion.[4] However, the total value of production cited in paragraph 19 was erroneously reported as $135 billion. The correct value of production for 2017 was $136.4 billion, which means the percentage is the same – 5 percent. The methodology does not change, as total program outlays (ARC-CO, ARC-IC, and PLC) are allocated to the total value of production of eligible crops under the program.

Regarding the methodology discussed in paragraph 20, the United States maintains that ARC-IC is a whole-farm program and any payments are made on the basis of total base acres on the farm, not just corn base acres. However, if MINCIT chooses to utilize the methodology described in paragraph 20 with respect to ARC-IC, the share of corn base acres in total base acres enrolled in ARC-IC for 2016/17 was 15 percent. Applying this share to total ARC-IC payments in 2017 results in $4.5 million that could be allocated to corn base acres under ARC-IC (Total ARC-IC payments of $29.9 million times 15 percent). For ARC-CO, the corresponding data have been slightly updated since the hearing

[4] The U.S. government observes that in the initial questionnaire response, we indicated that the total was $6.971 billion.

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submission. Total corn base acres enrolled in ARC-CO for 2017 were 87.7 million acres, while total base acres enrolled in ARC-CO were 185.4 million acres. The share of corn base acres in total base acres enrolled in ARC-CO in 2017 was 47 percent. Applying 47 percent to the total ARC-CO payments in 2017 results in $1.78 billion (Total ARC-CO payments of $3.8 billion times 47 percent).

3. Iowa High Quality Jobs Program

The response to the questionnaires states that: *"(...) The IEDA identified 57 eligible companies for the HQJP, but none of them related to ethanol production."* In this regard, please provide the list of said companies with the benefits granted to each one of them since 2017, for new beneficiary producers and for those that historically have been receiving benefits from the program.

Response: The list of beneficiaries is provided in **Exhibit US-29**. As indicated, none of the recipients are corn ethanol producers. The list reflects 62 recipients, not 57, which is due to adjustments made to previous approvals (shaded in the list).

On the other hand, below are the observations regarding the programs of alleged subsidies that were not considered for the preliminary stage.

4. Renewable Energy Grant Program of the North Dakota Industrial Commission.

On its website, http://www.nd.gov/ndic/renew-project.htm, you can find the contracts that have been granted under said program, of which the Investigating Authority verified those mentioned by the petitioner in its request to open the investigation, except for contract R009020 which appears as signed, the rest of them appear as executed.

In this regard, for the year 2017, we would appreciate if you could verify and inform us whether said programs were in force, if payments were made, and the corresponding amount, and also indicate whether there are different contracts to those already mentioned, for which we request filling in the following table:

Contract No.	Date of the Contract	Description	Expiration Date	Amount 2017
R003-008	25-06-2009 **(ACTUAL DATE SHOULD BE 27-07-2008)**	$30,000 dollars for a project in order to increase the knowledge and use of ethanol through the participation in trade fairs, promotional events, media advertising, etc. The North Dakota ethanol producers are listed as sponsors and participants of the project.	6/30/2009	$0

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R005-0011	28-05-2009	$500,000 dollars for a corn oil extraction project that was managed by Blue Flint Ethanol. Objectives: "To protect renewable energy jobs in North Dakota through the diversification of revenue sources of the production facility of Blue Flint Ethanol, use the byproduct of the ethanol process to produce biodiesel, and create a renewable energy market for corn oil".	11/15/2010	$0
R009-020	29-12-2010	$500,000 dollars for a project to support the construction of a commercial-scale cellulose biorefinery that converts wheat husk and/or corn leaves into products with a higher energy value such as cellulosic ethanol, C5 molasses and purified granulated lignin. Among the participants of the program there is Great River Energy, which is the owner and operator of ethanol facilities in North Dakota.	3/31/2012	$0
R013-024	11-01-2012	$199,600 dollars for a project called High-Level Ethanol Blend Integrated State Marketing Campaign. Among the participants there are the North Dakota Ethanol Council and the North Dakota Ethanol Producers Association. the purpose of the program was to increase the amount of high-level ethanol blends (E15 and higher) used in North Dakota by gathering the ethanol stakeholders in the state to develop and implement a marketing campaign coordinated at the state level.	5/1/2014	$0
R-028-039	26-08-2012	$200.000 dollars from the North Dakota Energy Department **(WE NOTE THAT THE GRANTOR WAS THE U.S. DEPARTMENT OF ENERGY, NOT THE NORTH DAKOTA ENERGY DEPARTMENT)** and $490.000 dollars from the North Dakota Industrial Commission for	5/31/2017	$490,000 *These funds were not paid to an ethanol plant. The funds went to the University of North Dakota Energy and

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		a project called Integrated Carbon Capture and Storage for Ethanol production in North Dakota. The purpose was to carry out a feasibility study to integrate the carbon capture and storage (CCS) from CO2 emissions of Red Trail Energy (RTE) to reduce the net CO2 emissions related to ethanol production and its ethanol plant.		Environmental Research Center

5. Oregon Alternative Fuels Loan Program.

a) Indicate, for 2017, the modalities of Alternative Fuels Loans in force, and provide a list of benefitted ethanol producers, including the amount of the benefits.

Response: In addition to information already provided in the preliminary phase investigation, the other "modalities of Alternative Fuel Loans" program that existed in 2017 was the Alternative Fuel Vehicle Revolving Loan Program. This program was designed to provide loans for the purchase or retrofit of alternative fuel vehicles. Ethanol producers were not eligible for loans under this program. *See* **Exhibit US-30**. This program made no loans in 2017 and was sunset in 2018. The Oregon Department of Energy confirms that it does not administer any other loan program specific to alternative fuels in 2017.

b) Explain the difference between the amount paid by the recipient of said loan and the amount that the same company would pay for a comparable commercial loan that it could effectively obtain in the market. In this case, the benefit will be the difference between those two amounts. Paragraph b) of article 14 of the SCM Agreement.

Response: Exhibit US-30 outlines the operation and terms of the loan. However, as indicated above, loans were not made in 2017 and ethanol producers were not eligible for the loans.

c) Indicate the interest rate that a company would pay for a commercial loan in the United States market and the interest rate paid under this modality of loan.

Response: Exhibit US-30 outlines the operation and terms of the loan. However, as indicated above, loans were not made in 2017 and ethanol producers were not eligible for the loans.

6. Oregon Corporation Tax Credit Program

a) Confirm whether in fact this program expired in 2017 and whether it was replaced by the Energy Incentive Program or EIP. If this is the case, indicate if said program includes ethanol

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producers and provide a list of the beneficiary companies and the amounts received by them under this new program in 2017.

Response: ORS 31.357 is the statutory sunset provision providing the timeline for the energy conservation tax credit. **Exhibit US-31**. According to that provision, "{A}ny preliminary certification issued for a facility, other than a renewable energy resource equipment manufacturing facility, under ORS 469B.157 that remains outstanding as of July 1, 2011, shall expire on July 1, 2014." Explanation of the sunset is further outlined in **Exhibit US-32**.

Exhibits US-37 contains a list of beneficiary recipients of EIP in 2017. The amounts received by these entities are not readily available. EIP, which sunset in 2017, is not a replacement of the conservation tax credit.

b) Explain the difference between the by the recipient for said loan and the amount that the same company would pay for a comparable commercial loan that it could effectively obtain in the market. In this case, the benefit will be the difference between these two amounts. Paragraph b) of article 14 of the SCM Agreement.

Response: The referenced programs provide tax credits and not loans. Therefore, any benefit conferred by this program would not be applicable to Article 14(b) of the SCM Agreement.

c) Indicate the interest rate that a company would pay for a commercial loan in the United States market and the interest rate paid under this modality of loan.

Response: The referenced programs provide tax credits and not loans. Therefore, any benefit conferred by this program would not be applicable to Article 14(b) of the SCM Agreement.

7. "Virginia Agriculture and Forestry Biofuel Production Grants" program.

a) Provide the list of beneficiary companies and the amounts of the benefits received by them in 2017. If that is not the case, provide the link or document that can prove that in fact no benefits were granted under this program to ethanol producers.

On the other hand, regarding the company Vireol Bio Energy that filed under Chapter 11 of the Law [SIC] company as new owner was headed to meet the performance requirements of the abovementioned company. Therefore, we hereby request confirmation on whether in 2017 such requirements were met, and the benefits associated with the productions of ethanol were received, and the amount thereof.

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Response: **Exhibit US-33a** and **US-33b** contain the list of beneficiaries in 2017. An overview of Vierol Bioenergy is also provided in both exhibits.

8. Virginia Green Jobs Tax Credit Program

a) **Confirm whether the company Green Plains LLC, which acquired Vireol Bioenergy in 2015, benefitted from this program specifically during 2017. If this is the case, indicate the amount paid.**

Response: The government of Virginia does not readily maintain access to the tax information of particular companies. However, as a matter of courtesy, the United States provides a summary of the amount of credits claims from 2011 to 2017:

Fiscal Year	Number of Returns	Aggregate Amount
2011	0	$ 0
2012	0	0
2013	0	0
2014	4	553
2015	Not Reported	752
2016	6	333
2017	8	2,724

The United States recalls that the initial questionnaire response reported that no credit was claimed in 2017. However, the measure of unit reported in the exhibit was one million dollars. *See* **Exhibit US-21**. Therefore, an amount as small as $2,724 would not have been recorded in the report due to rounding.

b) **Explain the difference between the by the recipient for said loan and the amount that the same company would pay for a comparable commercial loan that it could effectively obtain in the market. In this case, the benefit will be the difference between these two amounts. Paragraph b) of article 14 of the SCM Agreement.**

Response: The referenced program provides tax credits and not loans. Therefore, any benefit conferred by this program would not be applicable to Article 14(b) of the SCM Agreement.

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c) **Indicate the interest rate that a company would pay for a commercial loan in the United States market and the interest rate paid under this modality of loan.**

Response: The referenced program provides tax credits and not loans. Therefore, any benefit conferred by this program would not be applicable to Article 14(b) of the SCM Agreement.

9. Nebraska Fuel Tax Exemption Program.

a) The program mentioned in the preliminary technical report refers to the "Ethanol and Biodiesel Tax Exemption", so it is necessary to explain whether this program is different from the one mentioned in the written version of the verbal information presented in the public hearing of June 25, 2019.

Also, if it is the same program, it is necessary to explain how the ethanol exemption works, and to which part of the chain (producer, distributor and end user) it applies, explaining the most appropriate methodology to quantify the benefit granted to the alcohol fuel (ethanol) producers in said state.

Indicate and explain the difference between the amount of public revenue collected normally and the amount that the State of Nebraska would not receive in this case.

Response: The Nebraska Fuel Tax Exemption program mentioned in the written version of the verbal information presented in the public hearing of June 25, 2019, refers to the same program referenced in the preliminary technical report as "Ethanol and Biodiesel Tax Exemption", and in our initial questionnaire submission "Tax Exemption on Ethanol and Biodiesel" paragraph 2.3.6.

As stated in our initial questionnaire, the taxation of motor fuels is taxed at the distributor point. Ethanol producers are exempt from paying motor fuel tax on gasoline used as a denaturant because 1) the gasoline is not being used as a motor fuel but instead as a denaturant and thus should not be subject to motor fuel tax, and 2) because when finished gasoline is sold at the distributor level, the gasoline included in the ethanol as a denaturant is then appropriately taxed as a motor fuel. As stated, the purpose of the measure is to ensure that gasoline used as a denaturant in ethanol production is only taxed once as a motor fuel and not twice. However, as also noted in our questionnaire, this gasoline used as a denaturant by ethanol producers is taxed, but it is taxed as a denaturant at a denaturant tax rate of $0.0125 per gallon.

Since the gasoline is properly taxed once as a motor fuel, and is taxed as a denaturant, there is no revenue foregone and no benefit is conferred. This program simply avoids double taxation of gasoline used to denature ethanol as a motor fuel.

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b) Transfer of corn production subsidies to alcohol fuel (ethanol) producers.

As stated in the written version of the verbal declaration of the public hearing that took place on June 25, 2019, we request a revision of the calculation of the subsidy amount, as it is a mistake to consider that 74% of the benefits to U.S. corn production from the federal programs that are being investigated were transferred to U.S. ethanol producers, after considering the distribution of the co-products.

We would appreciate if you could explain the methodology used to obtain that result, since the Investigating Authority, as it was stated in the preliminary technical report and the preliminary decision, considered the methodology suggested by the United States government according to which from the total production of 371.1 million tons of corn in the United States, no more than 37.6% (139.5 million tons) was used to produce ethanol and the rest for other uses. Therefore, the United States is saying that the amount of the alleged benefit must be limited to no more than 37.6% proportionally distributed among ethanol and all the secondary products of ethanol production (for example, distiller's grains).

In addition, the Investigating Authority considered the statement of the United States government which said that out of the 139.5 million tons of corn used to produce ethanol, 31.25% is used to produce other byproducts like distiller's grains and only the remaining portion (68.75% is used to produce ethanol.

Response: With respect to our hearing testimony, and the alleged transfer of corn subsidies to fuel ethanol producers, we noted that MINCIT calculated that 74 percent of the alleged benefit was passed through to ethanol productions. We derived this 74 percent by dividing $3,811,110,500 – the amount of benefit MINCIT identified as transferring to the ethanol industry – into $5,156,657,932 – the amount of "total identified subsidies to corn producers."

However, we did not recognize in our calculation that Colombian authorities correctly considered the distribution of co-products and arrived at a final transfer amount of $2,621,077,250, instead of $3,811,110,500. Taking this into consideration, the correct calculation ***after*** considering the attribution of co-products would be that MINCIT estimated 51 percent of the identified benefits to corn production passed through to ethanol producers. This 51 percent is derived by dividing $2,621,077,250 by $5,156,657,932. We acknowledge and commend that MINCIT correctly took into consideration the distribution of co-products in estimating the amount of identified benefits to corn production passed through to ethanol producers.

Notwithstanding, this 51 percent estimation by MINCIT is still well above the amount that Colombia should consider as passing through. As Colombia correctly notes in its question, the United States

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argues that the amount of any alleged corn production subsidy transferred to ethanol producers must be limited to no more than 37.6 percent proportionally distributed among ethanol and the secondary products of ethanol (e.g., distiller's grain) and that only 68.75 percent of that 37.6 percent should be distributed to ethanol. As noted in our hearing statement, this means that only 26 percent of alleged corn production subsidies can be attributed to ethanol producers. MINCIT's estimate that 51 percent of alleged corn production subsidies AFTER taking into consideration distribution of co-products passes through to ethanol producers is still approximately double of what any alleged attribution should be.

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RESPONSE OF THE UNITED STATES TO COUNTERVAILING DUTY INVESTIGATION SUPPLEMENTAL INFORMATION REQUEST

PRODUCT: ALCOHOL FUEL (ETHANOL) ORIGINATING IN THE UNITED STATES OF AMERICA, CLASSIFIED UNDER TARIFF SUBHEADING 2207.20.00.00

AUGUST 20, 2019

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A. Federal and State Programs.

1. REAP Program:

- Regarding the subsidies.

a) Since the questionnaire only asked about the loan guarantee programs, we would appreciate if you could indicate the alleged subsidies granted to ethanol producers, the State where they are based and they produce ethanol, the production level, the amount of the benefit allocated, and the project to which said benefit was applied for the year 2017.

Response: The following grants were awarded under this program in 2017.

State	*Awardee*	*Grant Amount*	*Project Description*
KANSAS	KANSAS ETHANOL LLC	$ 337,313	Adding multiple pieces of equipment
MINNESOTA	DENCO II, LLC	$ 443,317	Purchase and installation of equipment
IOWA	HOMELAND ENERGY SOLUTIONS, LLC	$ 375,000	Retrofit to an existing ethanol facility.
INDIANA	CENTRAL INDIANA ETHANOL, LLC	$ 500,000	Purchase and installation of biofuel production equipment at an exisiting ethanol plant.
NEBRASKA	HUSKER AG, LLC	$ 348,013	Purchase and installation of a fermenter.
MICHIGAN	MARYSVILLE ETHANOL, LLC	$ 500,000	Purchase and install pre-condenser technology
ILLINOIS	ONE EARTH ENERGY, LLC	$ 260,361	Purchase and installation of an additional fermenter for One

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State	*Awardee*	*Grant Amount*	*Project Description*
			Earth Energy's ethanol facility.
SOUTH DAKOTA	NUGEN ENERGY, LLC	$ 248,752	Install an additional fermenter.
WISCONSIN	FOX RIVER VALLEY ETHANOL, LLC	$ 500,000	Purchase and installation of cook/heat exchanger, White Fox Membrane System, Beer Column Changes, cooling water system improvements.
MINNESOTA	GUARDIAN ENERGY LLC	$ 500,000	Make energy production improvements with the purchase and installation of a new fermenter.
NORTH DAKOTA	THARALDSON ETHANOL PLANT I, LLC	$ 341,000	Addition of a new fermenter and cooling tower cell.
TOTAL		**$ 4,353,756**	

While the U.S. Government does not maintain statistics on ethanol production by plant, as noted in our initial questionnaire response, the U.S. Energy Information Administration publishes nameplate production capacity for fuel ethanol plants by state.[1] This information only details capacity and does not provide actual production information. Below we have listed the production capacity of the above awardees, as reported by the U.S. Energy Information Administration.

ETHANOL FACILITY	ANNUAL PRODUCTION CAPACITY (MILLION GALLONS)

[1] https://www.eia.gov/petroleum/ethanolcapacity

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KANSAS ETHANOL LLC	65
DENCO II, LLC	28
HOMELAND ENERGY SOLUTIONS, LLC	145
CENTRAL INDIANA ETHANOL, LLC	50
HUSKER AG, LLC	90
MARYSVILLE ETHANOL, LLC	50
ONE EARTH ENERGY, LLC	110
NUGEN ENERGY, LLC	118
FOX RIVER VALLEY ETHANOL, LLC	40
GUARDIAN ENERGY LLC	143
THARALDSON ETHANOL PLANT I, LLC	153

b) Provide the value of the new amounts disbursed due to subsidies from the year 2017 for new beneficiary producers and for those that historically have been receiving benefits from programs that are still in force in 2017.

Response: The total amount of grants amounts obligated in 2017 was $4,353,756 and were only granted to new beneficiary producers. None of the producers receiving grants during the period of investigation previously received grants under the REAP program. In the previous 10 years,[2] the total amount of grants obligated under the REAP program was $2,017,916. USDA does not track whether recipient receiving grants made in previous years are utilizing assets from those grants in 2017.

- Regarding the loan guarantees.

In the response to the questionnaire sent, information was provided for a beneficiary, the company C.E. ACQUISITION CO. LLC., which was allocated an amount of US$ 4,250,000, however, it is necessary to have more clarity in this regard, so we would appreciate if you could:

a) Explain and support how these guarantees work, this is, their conditions, when and how they become effective, the actual amount of the benefit granted in 2017 and the methodology used to quantify said benefit.

Response: Loan guarantees are available on loans up to 75 percent of total eligible project costs. Rates and terms are negotiated between the lender and the recipient of the loan guarantee, subject to

[2] The meaning of "historically have been receiving" is unclear. Nonetheless, based on U.S. regulations, 10 years is the average useful life of the asset class that is applicable to the ethanol industry. *See Internal Revenue Bulletin*, Bulletin No. 2014-24 (June 9, 2014), *available at* https://www.irs.gov/pub/irs-irbs/irb14-24.pdf (accessed August 5, 2019). Therefore, with respect to this specific question regarding grants, the United States provides the total amount of grants obligated under the REAP program for the past 10 years.

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USDA approval. The loan guarantee is up to 85 percent of the loan amount. The maximum loan guarantee term is: 30 years for real estate (or combined real estate and equipment loans), 15 years, or useful life, for machinery and equipment, and 7 years for capital loans. As explained below, there is no benefit as a result of these loan guarantees in 2017.

b) Indicate the periodicity of both, the 6.35% fixed interest rate and the 3.74% long-term average interest rate.

Response: As stated in the response to Question 2.2.1(c) in the Initial Questionnaire, the loan term for the loan guarantee in question is 8 years, which is the period of the 6.35 percent fixed interest rate. The 3.74% long term average interest rate is an average rate over a period of 20 years.

c) Explain the methodology used to apply said rates and explain the difference between the amount paid by the recipient of the guarantee for a loan guaranteed by the government, and the amount that the same company would pay for a comparable commercial loan without the government's guarantee. Paragraph c) of Article 14 of the SCM Agreement.

Response: Since the loan interest rate of 6.35% is above the long term average interest rate of 3.74%, the loan guarantee would not be considered as conferring a benefit under Article 14 (c) of the SCM Agreement.

As a courtesy, the United States conducted a separate inquiry into C.E. ACQUISITION CO. LLC to approximate a suitable benchmark that would be specifically applicable for the company in 2017. Since none of the three major credit rating agencies have information available for the company, we found a range of credit ratios of similar companies (**Exhibit US-34**) and preliminarily are of the view that the US High Yield B Effective Yield series rating is an appropriate benchmark for the company.[3]

[3] This series was selected among the following range bonds are provided by the St. Louis Federal Reserve:
Investment Grade:
- US Corporate AAA Effective Yield (prime) *available at* https:/fred.stlouisfed.org/series/BAMLC0A1CAAAEY
- US Corporate AA Effective Yield (high grade) *available at* https:/fred.stlouisfed.org/series/BAMLC0A2CAAEY
- US Corporate A Effective Yield (upper medium grade) *available at* https:/fred.stlouisfed.org/series/BAMLC0A3CAEY
- US Corporate BBB Effective Yield (lower medium grade) *available at* *https:/fred.stlouisfed.org/series/BAMLC0A4CBBBEY*

Non-investment Grade:
- US High Yield BB Effective Yield (speculative) *available at* https:/fred.stlouisfed.org/series/BAMLH0A1HYBBEY
- US High Yield B Effective Yield (highly speculative) *available at* https:/fred.stlouisfed.org/series/BAMLH0A2HYBEY

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Exhibit US-35. The average rate for that series was 5.70% in 2017, which is below the 6.35% program rate, indicating no benefit was conferred.

d) Explain how the payment of the loan guarantee rights of 1% of the value of the loan affected the amount of the benefit received by the company in 2017.

Response: The lender and borrower are free to negotiate rates and terms, and the guarantee fee may or may not be included into the interest rate or other fees. Therefore, the United States did not factor in the guarantee fee when providing the interest rate in the initial questionnaire response. However for MINCIT's reference, the United States attaches a calculation that factors in the 1% in a scenario where if the loan is on a 15-year term, and with the assumption that the market rate is 5.70% that is compounded annually. The fee effectively increases the 6.35% rate, albeit nominally. *See* **Exhibit US-36.**

2. "Price Loss Coverage" and "Agriculture Risk Coverage" Programs:

a) As indicated in the response to the questionnaires, there are two ways to apply for the "Agriculture Risk Coverage" program:

"1) ARC-CO which provides revenue loss coverage at the county level and 2) ARC-IC, which provides revenue loss coverage at the individual farm level for all the covered products produced in the farm".

Regarding the ARC-IC program, indicate acres of corn registered in the program, acres of corn harvested, and the amount of the benefit received by the producers for the 2016/2017 commercial campaign.

Response: The number of corn base acres enrolled in ARC-IC for the 2016/17 marketing year was 0.3 million acres. Harvested corn acreage for the 2016/17 marketing year was 86.7 million acres. It is not possible to calculate a payment on corn base acres under ARC-IC because it is a whole farm program, meaning that if a payment is made under ARC-IC, it is a single payment on all base acres of all covered commodities on the farm. Total ARC-IC payments in 2017 were $29 million for all covered commodities.

b) For both programs, explain the methodology indicated through the verbal information presented in the public hearing of June 25, 2019 (File 4895), public book 31), as the suggested

- US High Yield CCC or Below Effective Yield (substantial risks/in default) *available at* https:/fred.stlouisfed.org/series/BAMLH0A3HYCEY

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methodology is not clear to the MINCIT, considering the information previously provided in annexes US-8 and US-9 of the response to the questionnaires.

Response: As stated in the hearing, it is not possible to establish the payment amounts to farmers that are producing corn in the current year since ARC and PLC payments, if any, are made on historical corn base acres and not on current production. In other words, it is not possible to take the amount of ARC payments on corn base acres provided in Exhibit US-8 and PLC payments on corn base acres in Exhibit US-9 and attribute all those payments to corn producers in 2017. However, if MINCIT is to quantify a benefit under the PLC or ARC programs for payments made on corn base acres during 2017, the appropriate methodology for doing so is to attribute the total payments under those programs to the total production of all agricultural commodity goods that can be produced under those programs. In the hearing, we noted the approximate value of production in 2017 of those commodities that could be planted and eligible for a payment on base acres under ARC or PLC was $135 billion and that the total ARC and PLC payments in 2017, totaled $6.971 billion, which would give a resulting benefit calculation of 5 percent, ie $6.971 billion divided by $135 billion.

There has since been a revision to the data on ARC and PLC payments in 2017 presented in paragraph 19 of the U.S. Government's Oral Statement of June 19, 2019. The total ARC-CO, ARC-IC, and PLC payments for all covered commodities in 2017 were $7.04 billion.[4] However, the total value of production cited in paragraph 19 was erroneously reported as $135 billion. The correct value of production for 2017 was $136.4 billion, which means the percentage is the same – 5 percent. The methodology does not change, as total program outlays (ARC-CO, ARC-IC, and PLC) are allocated to the total value of production of eligible crops under the program.

Regarding the methodology discussed in paragraph 20, the United States maintains that ARC-IC is a whole-farm program and any payments are made on the basis of total base acres on the farm, not just corn base acres. However, if MINCIT chooses to utilize the methodology described in paragraph 20 with respect to ARC-IC, the share of corn base acres in total base acres enrolled in ARC-IC for 2016/17 was 15 percent. Applying this share to total ARC-IC payments in 2017 results in $4.5 million that could be allocated to corn base acres under ARC-IC (Total ARC-IC payments of $29.9 million times 15 percent). For ARC-CO, the corresponding data have been slightly updated since the hearing

[4] The U.S. government observes that in the initial questionnaire response, we indicated that the total was $6.971 billion.

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submission. Total corn base acres enrolled in ARC-CO for 2017 were 87.7 million acres, while total base acres enrolled in ARC-CO were 185.4 million acres. The share of corn base acres in total base acres enrolled in ARC-CO in 2017 was 47 percent. Applying 47 percent to the total ARC-CO payments in 2017 results in $1.78 billion (Total ARC-CO payments of $3.8 billion times 47 percent).

3. Iowa High Quality Jobs Program

The response to the questionnaires states that: *"(...) The IEDA identified 57 eligible companies for the HQJP, but none of them related to ethanol production."* In this regard, please provide the list of said companies with the benefits granted to each one of them since 2017, for new beneficiary producers and for those that historically have been receiving benefits from the program.

Response: The list of beneficiaries is provided in **Exhibit US-29**. As indicated, none of the recipients are corn ethanol producers. The list reflects 62 recipients, not 57, which is due to adjustments made to previous approvals (shaded in the list).

On the other hand, below are the observations regarding the programs of alleged subsidies that were not considered for the preliminary stage.

4. Renewable Energy Grant Program of the North Dakota Industrial Commission.

On its website, http://www.nd.gov/ndic/renew-project.htm, you can find the contracts that have been granted under said program, of which the Investigating Authority verified those mentioned by the petitioner in its request to open the investigation, except for contract R009020 which appears as signed, the rest of them appear as executed.

In this regard, for the year 2017, we would appreciate if you could verify and inform us whether said programs were in force, if payments were made, and the corresponding amount, and also indicate whether there are different contracts to those already mentioned, for which we request filling in the following table:

Contract No.	Date of the Contract	Description	Expiration Date	Amount 2017
R003-008	25-06-2009 **(ACTUAL DATE SHOULD BE 27-07-2008)**	$30,000 dollars for a project in order to increase the knowledge and use of ethanol through the participation in trade fairs, promotional events, media advertising, etc. The North Dakota ethanol producers are listed as sponsors and participants of the project.	6/30/2009	$0

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R005-0011	28-05-2009	$500,000 dollars for a corn oil extraction project that was managed by Blue Flint Ethanol. Objectives: "To protect renewable energy jobs in North Dakota through the diversification of revenue sources of the production facility of Blue Flint Ethanol, use the byproduct of the ethanol process to produce biodiesel, and create a renewable energy market for corn oil".	11/15/2010	$0
R009-020	29-12-2010	$500,000 dollars for a project to support the construction of a commercial-scale cellulose biorefinery that converts wheat husk and/or corn leaves into products with a higher energy value such as cellulosic ethanol, C5 molasses and purified granulated lignin. Among the participants of the program there is Great River Energy, which is the owner and operator of ethanol facilities in North Dakota.	3/31/2012	$0
R013-024	11-01-2012	$199,600 dollars for a project called High-Level Ethanol Blend Integrated State Marketing Campaign. Among the participants there are the North Dakota Ethanol Council and the North Dakota Ethanol Producers Association. the purpose of the program was to increase the amount of high-level ethanol blends (E15 and higher) used in North Dakota by gathering the ethanol stakeholders in the state to develop and implement a marketing campaign coordinated at the state level.	5/1/2014	$0
R-028-039	26-08-2012	$200.000 dollars from the North Dakota Energy Department **(WE NOTE THAT THE GRANTOR WAS THE U.S. DEPARTMENT OF ENERGY, NOT THE NORTH DAKOTA ENERGY DEPARTMENT)** and $490.000 dollars from the North Dakota Industrial Commission for	5/31/2017	$490,000 *These funds were not paid to an ethanol plant. The funds went to the University of North Dakota Energy and

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		a project called Integrated Carbon Capture and Storage for Ethanol production in North Dakota. The purpose was to carry out a feasibility study to integrate the carbon capture and storage (CCS) from CO2 emissions of Red Trail Energy (RTE) to reduce the net CO2 emissions related to ethanol production and its ethanol plant.		Environmental Research Center

5. Oregon Alternative Fuels Loan Program.

a) Indicate, for 2017, the modalities of Alternative Fuels Loans in force, and provide a list of benefitted ethanol producers, including the amount of the benefits.

Response: In addition to information already provided in the preliminary phase investigation, the other "modalities of Alternative Fuel Loans" program that existed in 2017 was the Alternative Fuel Vehicle Revolving Loan Program. This program was designed to provide loans for the purchase or retrofit of alternative fuel vehicles. Ethanol producers were not eligible for loans under this program. *See* **Exhibit US-30**. This program made no loans in 2017 and was sunset in 2018. The Oregon Department of Energy confirms that it does not administer any other loan program specific to alternative fuels in 2017.

b) Explain the difference between the amount paid by the recipient of said loan and the amount that the same company would pay for a comparable commercial loan that it could effectively obtain in the market. In this case, the benefit will be the difference between those two amounts. Paragraph b) of article 14 of the SCM Agreement.

Response: Exhibit US-30 outlines the operation and terms of the loan. However, as indicated above, loans were not made in 2017 and ethanol producers were not eligible for the loans.

c) Indicate the interest rate that a company would pay for a commercial loan in the United States market and the interest rate paid under this modality of loan.

Response: Exhibit US-30 outlines the operation and terms of the loan. However, as indicated above, loans were not made in 2017 and ethanol producers were not eligible for the loans.

6. Oregon Corporation Tax Credit Program

a) Confirm whether in fact this program expired in 2017 and whether it was replaced by the Energy Incentive Program or EIP. If this is the case, indicate if said program includes ethanol

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producers and provide a list of the beneficiary companies and the amounts received by them under this new program in 2017.

Response: ORS 31.357 is the statutory sunset provision providing the timeline for the energy conservation tax credit. **Exhibit US-31**. According to that provision, "{A}ny preliminary certification issued for a facility, other than a renewable energy resource equipment manufacturing facility, under ORS 469B.157 that remains outstanding as of July 1, 2011, shall expire on July 1, 2014." Explanation of the sunset is further outlined in **Exhibit US-32**.

Exhibits US-37 contains a list of beneficiary recipients of EIP in 2017. The amounts received by these entities are not readily available. EIP, which sunset in 2017, is not a replacement of the conservation tax credit.

b) Explain the difference between the by the recipient for said loan and the amount that the same company would pay for a comparable commercial loan that it could effectively obtain in the market. In this case, the benefit will be the difference between these two amounts. Paragraph b) of article 14 of the SCM Agreement.

Response: The referenced programs provide tax credits and not loans. Therefore, any benefit conferred by this program would not be applicable to Article 14(b) of the SCM Agreement.

c) Indicate the interest rate that a company would pay for a commercial loan in the United States market and the interest rate paid under this modality of loan.

Response: The referenced programs provide tax credits and not loans. Therefore, any benefit conferred by this program would not be applicable to Article 14(b) of the SCM Agreement.

7. "Virginia Agriculture and Forestry Biofuel Production Grants" program.

a) Provide the list of beneficiary companies and the amounts of the benefits received by them in 2017. If that is not the case, provide the link or document that can prove that in fact no benefits were granted under this program to ethanol producers.

On the other hand, regarding the company Vireol Bio Energy that filed under Chapter 11 of the Law [SIC] company as new owner was headed to meet the performance requirements of the abovementioned company. Therefore, we hereby request confirmation on whether in 2017 such requirements were met, and the benefits associated with the productions of ethanol were received, and the amount thereof.

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Response: **Exhibit US-33a** and **US-33b** contain the list of beneficiaries in 2017. An overview of Vierol Bioenergy is also provided in both exhibits.

8. Virginia Green Jobs Tax Credit Program

a) **Confirm whether the company Green Plains LLC, which acquired Vireol Bioenergy in 2015, benefitted from this program specifically during 2017. If this is the case, indicate the amount paid.**

Response: The government of Virginia does not readily maintain access to the tax information of particular companies. However, as a matter of courtesy, the United States provides a summary of the amount of credits claims from 2011 to 2017:

Fiscal Year	Number of Returns	Aggregate Amount
2011	0	$ 0
2012	0	0
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2014	4	553
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2016	6	333
2017	8	2,724

The United States recalls that the initial questionnaire response reported that no credit was claimed in 2017. However, the measure of unit reported in the exhibit was one million dollars. *See* **Exhibit US-21**. Therefore, an amount as small as $2,724 would not have been recorded in the report due to rounding.

b) **Explain the difference between the by the recipient for said loan and the amount that the same company would pay for a comparable commercial loan that it could effectively obtain in the market. In this case, the benefit will be the difference between these two amounts. Paragraph b) of article 14 of the SCM Agreement.**

Response: The referenced program provides tax credits and not loans. Therefore, any benefit conferred by this program would not be applicable to Article 14(b) of the SCM Agreement.

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c) **Indicate the interest rate that a company would pay for a commercial loan in the United States market and the interest rate paid under this modality of loan.**

Response: The referenced program provides tax credits and not loans. Therefore, any benefit conferred by this program would not be applicable to Article 14(b) of the SCM Agreement.

9. Nebraska Fuel Tax Exemption Program.

a) The program mentioned in the preliminary technical report refers to the "Ethanol and Biodiesel Tax Exemption", so it is necessary to explain whether this program is different from the one mentioned in the written version of the verbal information presented in the public hearing of June 25, 2019.

Also, if it is the same program, it is necessary to explain how the ethanol exemption works, and to which part of the chain (producer, distributor and end user) it applies, explaining the most appropriate methodology to quantify the benefit granted to the alcohol fuel (ethanol) producers in said state.

Indicate and explain the difference between the amount of public revenue collected normally and the amount that the State of Nebraska would not receive in this case.

Response: The Nebraska Fuel Tax Exemption program mentioned in the written version of the verbal information presented in the public hearing of June 25, 2019, refers to the same program referenced in the preliminary technical report as "Ethanol and Biodiesel Tax Exemption", and in our initial questionnaire submission "Tax Exemption on Ethanol and Biodiesel" paragraph 2.3.6.

As stated in our initial questionnaire, the taxation of motor fuels is taxed at the distributor point. Ethanol producers are exempt from paying motor fuel tax on gasoline used as a denaturant because 1) the gasoline is not being used as a motor fuel but instead as a denaturant and thus should not be subject to motor fuel tax, and 2) because when finished gasoline is sold at the distributor level, the gasoline included in the ethanol as a denaturant is then appropriately taxed as a motor fuel. As stated, the purpose of the measure is to ensure that gasoline used as a denaturant in ethanol production is only taxed once as a motor fuel and not twice. However, as also noted in our questionnaire, this gasoline used as a denaturant by ethanol producers is taxed, but it is taxed as a denaturant at a denaturant tax rate of $0.0125 per gallon.

Since the gasoline is properly taxed once as a motor fuel, and is taxed as a denaturant, there is no revenue foregone and no benefit is conferred. This program simply avoids double taxation of gasoline used to denature ethanol as a motor fuel.

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b) Transfer of corn production subsidies to alcohol fuel (ethanol) producers.

As stated in the written version of the verbal declaration of the public hearing that took place on June 25, 2019, we request a revision of the calculation of the subsidy amount, as it is a mistake to consider that 74% of the benefits to U.S. corn production from the federal programs that are being investigated were transferred to U.S. ethanol producers, after considering the distribution of the co-products.

We would appreciate if you could explain the methodology used to obtain that result, since the Investigating Authority, as it was stated in the preliminary technical report and the preliminary decision, considered the methodology suggested by the United States government according to which from the total production of 371.1 million tons of corn in the United States, no more than 37.6% (139.5 million tons) was used to produce ethanol and the rest for other uses. Therefore, the United States is saying that the amount of the alleged benefit must be limited to no more than 37.6% proportionally distributed among ethanol and all the secondary products of ethanol production (for example, distiller's grains).

In addition, the Investigating Authority considered the statement of the United States government which said that out of the 139.5 million tons of corn used to produce ethanol, 31.25% is used to produce other byproducts like distiller's grains and only the remaining portion (68.75% is used to produce ethanol.

Response: With respect to our hearing testimony, and the alleged transfer of corn subsidies to fuel ethanol producers, we noted that MINCIT calculated that 74 percent of the alleged benefit was passed through to ethanol productions. We derived this 74 percent by dividing $3,811,110,500 – the amount of benefit MINCIT identified as transferring to the ethanol industry – into $5,156,657,932 – the amount of "total identified subsidies to corn producers."

However, we did not recognize in our calculation that Colombian authorities correctly considered the distribution of co-products and arrived at a final transfer amount of $2,621,077,250, instead of $3,811,110,500. Taking this into consideration, the correct calculation ***after*** considering the attribution of co-products would be that MINCIT estimated 51 percent of the identified benefits to corn production passed through to ethanol producers. This 51 percent is derived by dividing $2,621,077,250 by $5,156,657,932. We acknowledge and commend that MINCIT correctly took into consideration the distribution of co-products in estimating the amount of identified benefits to corn production passed through to ethanol producers.

Notwithstanding, this 51 percent estimation by MINCIT is still well above the amount that Colombia should consider as passing through. As Colombia correctly notes in its question, the United States

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argues that the amount of any alleged corn production subsidy transferred to ethanol producers must be limited to no more than 37.6 percent proportionally distributed among ethanol and the secondary products of ethanol (e.g., distiller's grain) and that only 68.75 percent of that 37.6 percent should be distributed to ethanol. As noted in our hearing statement, this means that only 26 percent of alleged corn production subsidies can be attributed to ethanol producers. MINCIT's estimate that 51 percent of alleged corn production subsidies AFTER taking into consideration distribution of co-products passes through to ethanol producers is still approximately double of what any alleged attribution should be.

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LIST OF EXHIBITS

EXHIBIT	DESCRIPTION
US-29	Iowa HQJP List of Beneficiaries
US-30	Oregon Department of Energy Alternative Fuel Vehicle Revolving Fund Repeal
US-31	Oregon Energy Tax Credit Sunset provision
US-32	Explanation of Oregon Energy Tax Credit Sunset
US-33a/b	Virginia AFID List of Beneficiaries for 2017
US-34	Range of Companies Similar to CE ACQUISITIONS
US-35	US High Yield B Effective Yield Series
US-36	1 Percent Loan Guarantee Calculation into Value of the Loan
US-37	Oregon EIP Recipients in 2017

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EXHIBIT 29

Award Date	Project Location	Business	Loan Amount	Forgivable Amount	Total Award	Capital Investment	Total Project Costs	Estimated Tax Credits	ITC	R&D	Sales Tax Refund
1/20/2017	DeWitt	Latham Pool Products, Inc. (MP)			$0	$2,140,000	$2,852,000	$53,040	$48,540		$4,500
1/20/2017	Council Bluffs	Rasmussen Mechanical Services, Inc. (MF)			$0	$6,550,000	$6,550,000	$477,628	$262,000		$120,000
1/20/2017	Davenport	Sterlite Corporation (MP)	$500,000	$511,000	$1,011,000	$73,000,000	$73,000,000	$2,100,000			$2,100,000
2/17/2017	Emmetsburg	POET-DSM Marketing, LLC (AS)				$29,330,497	$30,830,497	$975,355	$580,627	$22,500	$372,228
2/17/2017	Council Bluffs	Tyson Prepared Foods, Inc. (AS)				$51,000,000	$51,000,000	$1,053,300	$700,000		$353,300
2/17/2017	Cedar Rapids	Walsma & Lyons, Inc. (MP)				$300,000	$978,500	$64,500			$64,500
2/17/2017	**Davenport**	**Sterlite Corporation** (amend.to increase TC)						**$1,500,000**			**$1,500,000**
2/17/2017	**Sioux City**	**Seaboard Triumph Foods, LLC** (amend to increase TC)				**$31,350,000**	**$31,350,000**	**$3,289,350**	**$287,400**		**$601,950**
3/17/2017	Ames	Barilla America, Inc. (AS)		$375,000	$375,000	$64,000,000	$64,000,000	$1,216,000	$400,000		$816,000
3/17/2017	Sioux City	C2C Express, Inc. (MP)			$0	$60,000	$305,000	$45,750			
3/17/2017	Coralville	CIVCO Medical Instruments (MP	$50,000	$50,000	$100,000	$300,000	$1,130,000	$80,720	$34,520		$46,200
3/17/2017	Des Moines	Voya Financial, Inc. and its subsidiaries (AS)			$0	$9,802,000	$13,580,603	$553,080	$304,080		$249,000
3/17/2017	**Altoona**	**Sioulus, Inc. (Facebook)** amend to increase TC)			**$0**	**$400,000,000**	**$400,000,000**	**$8,000,000**			**$8,000,000**
4/21/2017	Peosta	Camso Manufacturing USA Ltd (AS)		$30,400	$30,400	$4,504,389	$6,372,389	$191,172	$191,172		
4/21/2017	Mason City	Cargill, Inc. (MP)				$9,757,946	$9,797,946	$436,451	$350,000		$86,451
4/21/2017	Mt. Pleasant	ContiTech USA, Inc. (fka Veyance Technologies (MP)		$325,000	$325,000	$11,100,000	$11,100,000	$500,000	$400,000		$100,000
4/21/2017	Hiawatha	Crystal Group Inc. (AS)		$100,000	$100,000	$18,600,000	$20,850,000	$513,750		$33,750	$480,000
4/21/2017	Mt. Pleasant	Lomont Molding, LLC				$2,649,000	$2,649,000	$84,450	$52,980		$31,470
4/21/2017	Panora	Nutriom, LLC (Crystal Freeze Dry/Panora Foods (MP)	$75,000	$75,000	$150,000	$6,504,000	$7,704,000	$217,500		$60,000	$157,500
4/21/2017	Monticello	Orbis Corporation (AS)				$4,700,000	$4,700,000	$225,000	$90,000		$135,000
5/19/2017	Des Moines	Accordia Life & Annuity Company (AS)			$0	$10,000,000	$12,950,000	$775,000	$640,000		$135,000
5/19/2017	Dubuque	Flexsteel Industries, Inc. (MP)		$1,000,000	$1,000,000	$29,320,000	$35,640,000	$1,043,200	$293,200		$750,000
5/19/2017	Alton	Global Aquaculture Supply Company LLC (AS)	$32,000	$32,000	$64,000	$3,262,000	$3,322,000	$184,020	$94,260		$89,760
5/19/2017	Eldridge	Lewis Machine & Tool Co. (AS)	$125,000	$125,000	$250,000	$7,299,110	$9,449,110	$801,955	$496,763	$215,000	$90,192
5/19/2017	Cedar Rapids	Lif Drug Store Products, Inc. & ForeFold Real Estate 1 LLC (AS)			$0	$13,075,000	$13,075,000	$586,000	$247,000		$339,000
5/19/2017	Des Moines	Siegwerk USA Co (AS)			$0	$10,000,000	$10,000,000	$375,000	$192,000		$183,000
5/19/2017	Dubuque	Wave Reaction, Inc. (MP)		$45,000	$45,000	$1,870,000	$1,980,000	$79,300	$72,800	$5,000	$1,500
5/19/2017	Norwalk	Windsor Window Company/Evergreen Investments (MP)			$0	$10,545,858	$10,545,858	$536,976	$303,258		$233,718
5/19/2017	**Templeton**	**Templeton Rye Spirits, LLC** (amendment)				**$7,807,489**	**$7,807,489**	**$340,804**	**$64,673**		**$276,131**
6/16/2017	Urbandale	Compressor Controls Corporation (MP)		$32,500	$32,500	$434,000	$5,517,000				
6/16/2017	Clarinda	Novae Corp (AS)	$150,000	$150,000	$300,000	$3,650,000	$3,900,000	$218,000	$170,000		$48,000
6/16/2017	Marshalltown	Tug Kay Consulting, LLC (AS)	$50,000	$50,000	$100,000	$685,000	$3,755,000	$175,000	$29,250	$137,500	$8,250
6/16/2017	**West Des Moines**	**Microsoft Corporation** (amendment to 6/13 award)			**$0**	**$65,200,000**	**$65,200,000**	**$366,000**			**$366,000**
7/21/2017	Oskaloosa	Clow Valve Company, Division of McWane, Inc. (MP)			$0	$13,500,000	$13,850,000	$305,250	$270,000	$5,250	$30,000
7/21/2017	Huxley	Continental Manufacturing Chemist, Inc. (AS)	$500,000	$100,000	$600,000	$6,954,000	$9,204,000	$229,320		$112,500	$116,820
7/21/2017	Fairfield	Faircast, Inc. (MP)	$300,000	$300,000	$600,000	$3,195,000	$5,200,000	$255,200	$255,200		
7/21/2017	Independence	Geater Machining & Manufacturing & Stealgard Inc.(MP)			$0	$1,000,000	$7,800,000	$125,000	$20,000	$85,000	$10,000
7/21/2017	Ankeny	Hy-Vee, Inc. (AS)			$0	$64,390,000	$64,390,000	$2,130,325	$1,000,000		$1,130,325
7/21/2017	Ankeny	Perishable Distributors of Iowa (AS)			$0	$21,615,000	$21,615,000	$529,950			$529,950
7/21/2017	West Des Moines	Zirous, Inc. (AS)			$0	$550,000	$2,552,000	$113,500	$18,000	$83,500	$12,000
8/18/2017	Charles City	Cambrex Charles City, Inc. (AS)		$125,000	$125,000	$27,000,000	$27,000,000	$175,898		$55,898	$120,000
8/18/2017	Waterloo	Crystal Distribution Services, Inc. (MP)			$0	$5,500,000	$5,500,000	$136,500			$136,500
8/18/2017	Grimes	Farmers Edge (US) Inc. (AS)			$0	$2,234,000	$2,524,000	$50,380	$20,380		$30,000
8/18/2017	Cedar Rapids	Highway Equipment Company (MP)			$0	$1,353,441	$3,302,416	$107,189	$52,538	$29,235	$25,416
8/18/2017	Marion	Weems Industries, Inc. dba Legacy Mfg. Co (AS)			$0	$12,300,000	$14,300,000	$360,000		$30,000	$330,000
8/24/2017	Waukee	Apple, Inc. (MP)				$1,330,000,000	$1,375,000,000	$19,650,000	$19,650,000		
9/22/2017	Mount Pleasant	Beck's Superior Hybrids, Inc. (MP)			$0	$10,946,000	$10,946,000	$268,287	$97,287		$171,000
9/22/2017	Newton	Global Fiberglass Solutions, Inc. (AS)			$0	$6,150,000	$7,500,000	$207,500	$167,500	$25,000	$15,000
9/22/2017	Dubuque	Heartland Financial USA, Inc./Dubuque Bank & Trust (MP)		$80,000	$80,000	$1,625,000	$2,059,306	$120,715	$84,715		$36,000
9/22/2017	Marion	HSGBS, Inc. dba Marion Process Solutions (AS)			$0	$1,520,000	$1,623,000	$67,400	$26,400	$5,000	$36,000
9/22/2017	Waterloo	Tyson Fresh Meats, Inc. (AS)			$0	$28,242,500	$28,242,500	$2,396,535	$2,000,000		$396,535
10/20/2017	Cedar Falls	BCI Hawkeye Division (Buckeye Corregated Inc.)(AS)			$0	$13,554,870	$13,554,870	$252,146			$252,146
10/20/2017	Dubuque	Cottingham & Butler Insurance Services, Inc. (MP)		$80,000	$80,000	$2,300,000	$2,300,000	$141,000	$90,000		$51,000
10/20/2017	Norway	Frontier Natural Products Co-op (MP)			$0	$3,180,000	$3,380,000	$185,700	$91,500	$3,000	$91,200
10/20/2017	Orange City	K2W Precision Inc. (AS)			$0	$3,445,000	$3,495,000	$148,200	$103,200		$45,000
10/20/2017	Charles City	Zoetis, Inc. & Subsidiaries (MP)			$0	$54,000,000	$55,000,000	$2,499,000	$1,620,000	$15,000	$864,000
11/17/2017	Riverdale	Arconic Inc. (AS)		$1,500,000	$1,500,000	$159,560,000	$162,560,000	$4,331,400	$3,000,000	$90,000	$1,241,400
11/17/2017	Swisher	Cedar Ridge Vineyard, LLC (AS)			$0	$2,000,000	$2,000,000	$86,250	$60,000		$26,250
11/17/2017	Fort Dodge	CJ Bio America, Inc. (AS)			$0	$46,107,000	$51,047,000	$901,430	$500,000	$1,500	$399,930
11/17/2017	Urbandale	Intelligent Solutions Group a Division of Deere & Co (AS)			$0	$32,600,000	$32,600,000	$2,900,000	$2,093,000		$807,000
11/17/2017	Newton	TPI Iowa LLC (AS)	$500,000	$500,000	$1,000,000	$6,000,000	$6,700,000	$613,000	$580,000		$33,000
12/15/2017	Milford	Liberty Diversified International (Safco) (AS)	$250,000	$250,000	$500,000	$14,995,000	$15,095,000	$15,000			$15,000
		TOTALS	**$2,532,000**	**$5,835,900**	**$8,367,900**	**$2,764,613,100**	**$2,872,331,484**	**$66,360,376**	**$38,104,243**	**$1,024,633**	**$24,690,122**

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EXHIBIT 30

OFFICE OF THE SECRETARY OF STATE
DENNIS RICHARDSON
SECRETARY OF STATE

LESLIE CUMMINGS
DEPUTY SECRETARY OF STATE

ARCHIVES DIVISION
MARY BETH HERKERT
DIRECTOR
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PERMANENT ADMINISTRATIVE ORDER

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SECRETARY OF STATE

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DOE 1-2018
CHAPTER 330
DEPARTMENT OF ENERGY

FILING CAPTION: Repealing the Alternative Fuel Vehicle Revolving Fund program rules.

EFFECTIVE DATE: 01/10/2018

AGENCY APPROVED DATE: 01/10/2018

CONTACT: Elizabeth Ross
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550 Capitol Street NE
Salem,OR 97301

Filed By:
Elizabeth Ross
Rules Coordinator

RULES:
330-110-0010, 330-110-0060

AMEND: 330-110-0010

RULE TITLE: Definitions

NOTICE FILED DATE: 11/16/2017

RULE SUMMARY: To implement Oregon Laws 2017, chapter 725, section 22 (HB 3470), the Oregon Department of Energy repealed and deleted sections of rule related to the Alternative Fuel Vehicle Revolving Fund program. Oregon Laws 2013, chapter 774 (SB 583) created the Alternative Fuel Vehicle Revolving Fund allowing the department to provide loans to public entities and tribes to assist in the purchase of new alternative fuel vehicles and for the conversion of existing vehicles that used gasoline or diesel to alternative fuel. Oregon Laws 2014, chapter 38 (HB 4107) amended the program adding eligibility for certain private entities. No loan was made from the program and in 2017 the legislature repealed the Alternative Fuel Vehicle Revolving Fund program. The rules are effective upon filing.

RULE TEXT:

As used in ORS Chapter 470 and in these rules, the following definitions apply:

(1) "Adequate security" means the pledge of real or personal property given to secure a loan against loss or credit enhancement, guaranty or other security of value authorized by ORS 470.170, given as assurance that the loan will be paid.

(2) "Alternative fuel project" means sub-sections (a) and (b):

(a) The purchase of a fleet of vehicles that are modified or acquired directly from a factory and that:

(A) Use an alternative fuel including electricity, gasohol with at least twenty percent denatured alcohol content, hydrogen, hythane, methane, methanol, natural gas, propane, biodiesel or any other fuel approved by the Director; and

(B) Produce lower exhaust emissions or are more energy efficient than those fueled by gasoline.

(b) A facility, including a fueling station, necessary to operate alternative fuel vehicles.

(3) "Applicant" means a loan program applicant.

(4) "Application" means a completed loan application on a Department-approved form that contains all required information, is dated and signed by an authorized representative of the applicant, and is accompanied by the required documentation and the application and underwriting fees. The term "application" includes all documentation submitted

in conjunction with a loan application, whether at the time of original submission of the loan application or later and all modifications of the application that was originally submitted.

(5) "Biomass" means plant and animal matter, but not fossil fuels.

(6) "Cogeneration" means the sequential production of electrical or mechanical energy and useful thermal energy from a primary source including but not limited to oil, natural gas or biomass. Cogeneration must qualify under the Small Scale Local Energy Loan Program Technical Requirements.

(7) "Committee" means the Small Scale Local Energy Project Advisory Committee.

(8) "Conservation measure" means a system, component of a system, mechanism or series of mechanisms, support service or combination thereof that:

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(a) Reduces the use of energy at the project site;

(b) Directly avoids the loss of energy in the transmission of energy;

(c) Conserves energy used in transportation with the energy savings being substantially in Oregon;

(d) Is a cogeneration project; or

(e) Increases the production or efficiency of or extends operating life of a system or project otherwise described in OAR 330-110-0010, including but not limited to restarting a dormant project.

(9) "Conventional fuels" means purchased electricity or fossil fuels.

(10) "Creditworthy" means, in regard to an applicant, able to repay its debts as they become due, as evidenced by a satisfactory credit history, sufficient financial resources or other indication of financial strength as approved by the Department.

(11) "Delinquent account" means a loan that has not been paid in accordance with the terms of the underlying loan documents.

(12) "Demonstration project" means a project that showcases new or improved technologies or designs that promise cost-effective production or conservation of energy if adopted by the marketplace.

(13) "Department" means Oregon Department of Energy.

(14) "Director" means the Director of the Department or designee.

(15) "Energy need" means any of the energy demands forecasted by the Department under ORS 469.070 and the need to save energy to cut costs.

(16) "Financial feasibility" means that:

(a) The primary repayment source for the loan has been identified, the applicant is creditworthy and the project is financially viable; and

(b) Adequate security is offered to provide a secondary source of repayment.

(17) "Financial statement" means a report of a person's financial operations or condition including but not limited to balance sheets, statements of financial condition, statements of financial position, income statements, statement of earnings, statements of revenues and expenses, statements of profit and loss, statements of operations, statements of retained income, statements of cash flows, statements of changes in financial position, pro forma statements, aging reports and any accounting reports, reviews, audits, tax returns or other financial information submitted as, or as a part of, a representation of financial condition in a Department approved format using Generally Accepted Accounting Principles (GAAP).

(18) "Fleet" means two or more vehicles used for commercial or governmental purposes primarily operated in Oregon.

(19) "Interim loan" means a disbursement of a program loan for the purpose of paying for pre-construction and other approved project costs prior to permanent funding.

(20) "Loan contract" means, in addition to the meaning set forth in ORS 470.050, the loan agreement and all other documentation required by the Director to make a loan or change its terms and conditions.

(21) "Local community or region" means one or more energy users in Oregon.

(22) "Municipal corporation" has the meaning assigned to that term by ORS 470.050.

(23) "Person" means a natural person or a validly existing entity that is duly organized under the laws of a state, including but not limited to a partnership.

(24) "Preference" means, in any choice between financially feasible projects or applicants, preference under ORS 470.080 and these rules.
(25) "Primary repayment source" means the business revenues produced by the borrower of a loan that is or will be used to pay the debt service on a loan.
(26) "Program" means the Small Scale Local Energy Loan Program.
(27) "Project" has the meaning given to "small scale local energy project" in ORS 470.050; including systems or devices that implement one or more conservation measures, use renewable resources to meet a local community or regional energy need in Oregon or are recycling or alternative fuel projects. The project may produce heat, electricity, mechanical action or alternative fuels. A project may also be an improvement that increases the production or efficiency of or extends the operating life of a system or device or project otherwise described in these rules, including but not limited to restarting a dormant project. A project also:
(a) Must be primarily in Oregon but can have a minor contiguous component in a neighboring state, or in the case of energy conservation the project can provide substantial benefits to Oregon. The components located in Oregon should exceed 70 percent of the portion of the project cost financed by the program;
(b) Can directly or indirectly conserve energy or enable the conservation of energy or use or enable the use of a renewable resource, by the applicant or another person, to produce energy, as, for example, power transmission or conditioning, energy storage or smart metering; and
(c) Can directly or indirectly reduce the amount of energy needed in the construction and operation of a facility, including the manufacture and transportation of construction materials, but the project or components must meet acceptable sustainability practices established in the Small Scale Local Energy Loan Program Technical Requirements.
(28) "Qualified" means, in regard to an applicant, able and eligible under the law to apply for a loan and enter into a loan contract.
(29) "Recycling project" means a facility or equipment that conserves energy by converting solid waste, as defined in ORS 459.005, into a new and usable product.
(30) "Renewable resource" means solar, wind, geothermal, biomass, waste heat or water resource.
(31) "Security value" means the value assigned by the Department, based upon an internal review or an appraisal by a qualified third party acceptable to the Department, to the project or security being offered as collateral for a loan.
(32) "Small business" has the meaning given in ORS 470.050.
(33) "Small Scale Local Energy Loan Program Technical Requirements" means the specific technical requirements of the Department for certain projects. An application will be subject to the Technical Requirements in effect on the date the Department receives a complete application.
(34) "Usable life" of a project means the number of years that a project can likely function without major repair or replacement.
(35) "Waste heat" means produced but unused heat that can be applied to an energy need.

STATUTORY/OTHER AUTHORITY: ORS 469, 470.140

STATUTES/OTHER IMPLEMENTED: ORS 470.050 - 470.310

DIRECCIÓN DE COMERCIO EXTERIOR
Versión Pública:
Folio No. 6793

REPEAL: 330-110-0060

RULE TITLE: Alternative Fuel Vehicle Revolving Fund Program; Loan Terms

NOTICE FILED DATE: 11/16/2017

DIRECCION DE COMERCIO EXTERIOR
Versión Pública:
Folio No: 6794

RULE SUMMARY: To implement Oregon Laws 2017, chapter 725, section 22 (HB 3470), the Oregon Department of Energy repealed and deleted sections of rule related to the Alternative Fuel Vehicle Revolving Fund program. Oregon Laws 2013, chapter 774 (SB 583) created the Alternative Fuel Vehicle Revolving Fund allowing the department to provide loans to public entities and tribes to assist in the purchase of new alternative fuel vehicles and for the conversion of existing vehicles that used gasoline or diesel to alternative fuel. Oregon Laws 2014, chapter 38 (HB 4107) amended the program adding eligibility for certain private entities. No loan was made from the program and in 2017 the legislature repealed the Alternative Fuel Vehicle Revolving Fund program. The rules are effective upon filing.

RULE TEXT:

(1) The department will use the moneys from the Alternative Fuel Vehicle Revolving Fund to provide loans to private entities as defined in ORS 469.960, public bodies defined in 174.109 and federally recognized Indian tribes in Oregon and may use the moneys to pay for the department's expenses in administering the Alternative Fuel Vehicle Revolving Fund, Alternative Fuel Vehicle Revolving Fund Program and related costs.

(2) As defined in ORS 469.960 to be eligible for this loan program, private entities must operate a fleet of motor vehicles that are based in an area described in 468A.390 or 815.300 and must not hire fleet drivers who qualify as independent contractors, as defined in 670.600.

(a) The department may use the address on the vehicle titles, the area the vehicles are operated the majority of time and other evidence of primary usage location to determine the fleet's base. Section (2) does not apply to public bodies or tribes.

(b) Eligible private entities must certify, on the application form, stating they do not hire fleet drivers who qualify as independent contractors.

(3) The loans may not be used for the full purchase or any expense not related to the alternative fuel vehicle project. Loans must be used to:

(a) Assist in the purchase of new alternative fuel vehicles by providing funding for the incremental cost of purchasing alternative fuel vehicles that exceeds the cost of purchasing vehicles that are not alternative fuel vehicles; or

(b) Convert or modify existing vehicles that use gasoline or diesel to alternative fuel vehicles. A conversion or modification of a motor vehicle must include at least one eligible alternative fuel as described in OAR 330-110-0060(4).

(4) Alternative fuel vehicle means:

(a) A motor vehicle, as defined in ORS 801.360;

(b) That is manufactured or modified to use an alternative fuel, including but not limited to electricity, biofuel, gasohol with at least 20 percent denatured alcohol content, hydrogen, hythane, methane, methanol, natural gas, propane or any other fuel approved by the department;

(c) That produces lower exhaust emissions or is more energy efficient than equivalent equipment fueled by gasoline or diesel;

(d) Registered in Oregon in accordance with ORS 803; and

(e) If a conversion or modification, new equipment is installed by a qualified technician that is compliant with Environmental Protection Agency or California Air Resources Board standards.

(5) The terms and interest rate for these loans will be established by the department to recover the administrative cost of this loan program and to maintain a perpetual source of funding for the Alternative Fuel Vehicle Revolving Fund Program. A loan must be fully amortized not later than six years after the purchase of the new alternative fuel vehicle being financed by the loan or the conversion of a vehicle that uses gasoline or diesel to an alternative fuel vehicle.

(6) The department will convene a review committee to review and prioritize loans, as needed.

(7) The department may list the evaluation criteria for prioritizing loan applications. The department will give priority to loans for conversions or modifications. The additional criteria the department may consider for each vehicle covered by

the application include, but are not limited to:
(a) Fuel displacement capacity,
(b) Geographical area or local economic conditions of the home base,
(c) Accelerated repayment schedule,
(d) Age of the vehicle,
(e) Estimated annual mileage,
(f) Gross weight of the vehicle, and
(g) Emissions.

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(8) A loan application must be made on department approved forms and in a manner set by the department. An applicant must designate the Alternative Fuel Vehicle Revolving Fund Program in the purpose section of the application and include the required fees. For each vehicle covered by the application, the application must include information needed for prioritization in OAR 330-110-0060(6) plus the following information:
(a) Vehicle Identification Number;
(b) Vehicle make, model, year and description;
(c) Current odometer reading;
(d) Name of titled owner;
(e) Gross vehicle weight;
(f) Fuel economy;
(g) Estimated annual mileage;
(h) Borrowing authority;
(i) Loan repayment information, identifying the dedicated source of revenue for repayment purposes; and
(j) Any other information requested by the department.
(9) Submitting a loan application does not guarantee the department will provide a loan to the applicant.
(10) The proceeds of loans made from the Alternative Fuel Vehicle Revolving Fund may be used for purchases or conversions as described in OAR 330-110-0060(2) no more than 60 days prior to the department receiving the loan application.
(11) No one borrower may obtain a loan for greater than 30 percent of the total available, uncommitted funds in the Alternative Fuel Vehicle Revolving Fund. The department may adjust the allowed percentage for a borrower based on program usage. The department may also set a maximum aggregate amount of all loans outstanding that a single public entity or tribe may have under the Alternative Fuel Vehicle Revolving Fund.
(12) Loans made from the Alternative Fuel Vehicle Revolving Fund will be subject to the department's underwriting standards and the requirements in OAR Chapter 330, division 110. Loans require final approval by the Director.
(13) Pursuant to ORS 469.964 as amended by Oregon Laws 2014, chapter 38, section 4, the department may charge fees for Alternative Fuel Vehicle Revolving Fund loan applications. Applicants will pay the following fees and charges:
(a) For loan amounts of $100,000 or more:
(A) A non-refundable application fee of 0.1 percent of the amount of the loan applied for up to $2,500.
(B) A non-refundable underwriting fee of $500 or 1.5 percent of the loan request amount, whichever is greater, but not to exceed $10,000.
(C) Charges for items including, but not limited to credit reports, expert advice, legal fees, construction inspections, disbursement fees, loan servicing fees and appraisals, unless charges incurred also benefit another application, in which case the charges will be divided equitably. Such charges will be estimated or itemized for the applicant before they are incurred.
(b) For loan amounts up to $100,000, refer to the department's Loan Fee Chart for a fee that combines the fees and charges described in this section and that is equal to or less than the sum of the fees and charges described in this section.
(c) A charge for the cost of each request to release or modify security.
(14) An Alternative Fuel Vehicle Revolving Fund borrower must report, on an annual basis for the term of the loan, the

following:

(a) Miles driven,

(b) Amount of fuel consumed, and

(c) Other data as described in the loan agreement.

STATUTORY/OTHER AUTHORITY: ORS 469.040 469.963, 469.966

STATUTES/OTHER IMPLEMENTED: ORS 469.960 - 469.966

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EXHIBIT 31

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ORS sections in this chapter were amended or repealed by the Legislative Assembly during its 2018 regular session. See the table of ORS sections amended or repealed during the 2018 regular session: 2018 A&R Tables

New sections of law were added by legislative action to this ORS chapter or to a series within this ORS chapter by the Legislative Assembly during its 2018 regular session. See sections in the following 2018 Oregon Laws chapters: 2018 Session Laws 0108

New sections of law were enacted by the Legislative Assembly during its 2018 regular session and pertain to or are likely to be compiled in this ORS chapter. See sections in the following 2018 Oregon Laws chapters: 2018 Session Laws 0108; 2018 Session Laws 0111

2017 EDITION

INCOME OR EXCISE TAX CREDITS

REVENUE AND TAXATION

GENERAL PROVISIONS

315.004 Definitions; adoption of parts of Internal Revenue Code and application of federal laws and regulations; technical corrections

. . .

ENVIRONMENT AND ENERGY

315.304 Pollution control facilities

315.326 Renewable energy development contributions; auction of tax credits; certification; rules

315.329 Funding in lieu of tax credit certification

315.331 Energy conservation projects

315.336 Transportation projects

(Temporary provisions relating to the credit available for certified alternative fuel vehicle contributions are compiled as notes following ORS 315.336)

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315.341 Renewable energy resource equipment manufacturing facilities

315.354 Energy conservation facilities

315.356 Other grants as offset to cost of energy conservation facility; changes in eligibility for participation in other programs

(Temporary provisions relating to low emission truck engines are compiled as notes following ORS 315.356)

315.357 Time limit applicable to energy conservation tax credit

315.465 Biofuels and fuel blends

315.469 Biodiesel used in home heating

. . .

315.357 Time limit applicable to energy conservation tax credit. (1) For a facility other than a renewable energy resource equipment manufacturing facility, a taxpayer may not be allowed a credit under ORS 315.354 unless the taxpayer:

(a) Files an application for preliminary certification under ORS 469B.145 on or before April 15, 2011;

(b) Receives preliminary certification under ORS 469B.157 before July 1, 2011; and

(c) Receives final certification under ORS 469B.161 before January 1, 2013, or has demonstrated, to the State Department of Energy, evidence of beginning construction before April 15, 2011.

(2) Any preliminary certification issued for a facility, other than a renewable energy resource equipment manufacturing facility, under ORS 469B.157 that remains outstanding as of July 1, 2011, shall expire on July 1, 2014. [2007 c.843 §24; 2009 c.913 §15; 2010 c.76 §5; 2011 c.474 §24; 2011 c.730 §1; 2012 c.45 §16]

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EXHIBIT 32

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Department of Energy

Chapter 330

Division 90
BUSINESS ENERGY TAX CREDITS (BETC)

330-090-0160
Sunset of the Business Energy Tax Credit Program

(1) ORS 315.357 contains the sunset of the Business Energy Tax Credit Program. Applicants must meet the deadlines that apply to their project:

(a) Applicants with a preliminary certification that are unable to demonstrate evidence of beginning construction before April 15, 2011 must receive final certification before January 1, 2013. The Director does not guarantee that a complete final certification application received on or after November 1, 2012 will be processed before January 1, 2013.

(b) Applicants with a preliminary certification that are able to demonstrate evidence of beginning construction before April 15, 2011 must receive final certification before July 1, 2014. The Director does not guarantee that a complete final certification application received on or after May 1, 2014 will be processed before July 1, 2014.

(c) Applicants with a preliminary certification that expires before the July 1, 2014, sunset must request an extension for the preliminary certification pursuant to OAR 330-090-0130(9) or submit the final certification application before the expiration date of the preliminary certificate. There is no automatic extension or waiver for preliminary certifications that expire before the sunset date.

(2) Applicants with a preliminary certification may apply to the department to demonstrate that construction of the facility began before April 15, 2011.

(a) An application must include at least these items:

(A) A brief update on the progress of the facility.

(B) A construction schedule showing the anticipated completion date.

(C) A statement that the facility will be completed as approved in the preliminary certification.

(D) Evidence of beginning construction, including but not limited to:

(i) A copy of an approved building, grading or other permit issued for the facility, dated prior to April 15, 2011.

(ii) Evidence of site-specific construction activity, for the period on or after the later of preliminary certification or building permit approval and before April 15, 2011.

(iii) Evidence of facility-specific construction activity, for the period on or after preliminary certification and before April 15, 2011.

(b) Evidence of site-specific construction activity may include, but is not limited to:

(A) Paid invoices for completed construction activity.

(B) Timesheets for construction activities linked to the facility site.

(C) Paid rental documentation for construction equipment.

(D) A written report from the project engineer or installer signed under penalties of perjury describing the work that had commenced before April 15, 2011.

(c) Evidence of facility-specific construction activity may include, but is not limited to:

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(A) Paid invoices for facility-specific assembly or manufacturing activity.

(B) Timesheets for assembly or manufacturing activities linked to the facility.

(C) A written report from the project engineer or manufacturer signed under penalties of perjury describing the work that had commenced before April 15, 2011.

(d) Applications must be received by the department before October 1, 2012.

(e) The Department will review the provided information and respond to the application within 60 days. As part of its determination, the department may request additional information from the applicant and may perform inspections.

(A) The department will issue a written acceptance letter to applicants who are able to demonstrate evidence of beginning construction. The acceptance letter will state the date by which the applicant must receive final certification to be allowed a credit under ORS 315.354.

(B) The department will issue a letter to applicants who have not provided sufficient evidence of beginning of construction providing reasons for the denial.

(3) Transfer of tax credits issued to an applicant. In this section, a transferee means an individual or business that pays the pass-through amount to an applicant that has been issued the tax credit certificate, and receives a re-issued tax credit certificate in place of the original applicant.

(a) An applicant who has been issued a tax credit certificate may transfer the tax credit to an eligible transferee through the department process provided by these rules, provided the transfer occurs within 24 months of the issuance of the original tax credit certificate and after the applicable sunset date for the related facility in ORS 315.357. Prior to the applicable sunset date for the related facility, applicants may use the pass-through to transfer their tax credit.

(b) If an applicant uses any portion of the tax credit it may not be transferred, in accordance with ORS 469B.167(3). For the purposes of transferring the tax credit, a tax credit is considered used when any portion of the tax credit reduces or offsets any portion of the applicant's tax liability.

(c) The department will provide assistance in locating a transferee, however the department does not guarantee that a transferee will be located or obtained.

(d) A tax credit certificate may only be re-issued once, upon a transfer from the applicant to the transferee.

(e) A tax credit certificate may be re-issued in the name of the individual or entity transferee only.

(f) The transferee may not claim the credit for a tax year prior to the year in which the transferee pays for the credit.

(g) The applicant holding the tax credit certificate must submit a complete tax credit transfer application and the required fee to the department. The tax credit transfer application must:

(A) Include an affidavit from the applicant holding the tax credit certificate affirming that no portion of the tax credit has been claimed and that the applicant has received a cash payment equal to the present value of the credit from the transferee, as calculated under these rules.

(B) Provide power of attorney to authorize the department to confirm with the Oregon Department of Revenue that no portion of the tax credit has been claimed.

(C) Include the original tax credit certificate issued to the applicant or affidavit from the applicant on the application form.

(h) Upon compliance with this rule and any other applicable requirements, the department will re-issue the tax credit certificate to the transferee.

Statutory/Other Authority: ORS 469.040 & 469B.161
Statutes/Other Implemented: ORS 469B.130 - 469B.171 & 315.354 - 315.357
History:
Reverted to DOE 1-2013, f. & cert. ef. 5-13-13
DOE 1-2015(Temp), f. & cert. ef. 3-23-15 thru 9-18-15
DOE 1-2013, f. & cert. ef. 5-13-13
DOE 12-2012(Temp), f. & cert. ef. 11-16-12 thru 5-14-13
DOE 8-2012, f. & cert. ef. 7-10-12
DOE 10-2011, f. & cert. ef. 11-30-11

Please use this link to bookmark or link to this rule.

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EXHIBIT 33a

US-33a

DIRECCIÓN DE COMERCIO EXTERIOR
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Folio No. 6805

July 28, 2017

The Honorable Terence R. McAuliffe
Governor of Virginia
Office of the Governor

Dear Governor McAuliffe:

As required by§ 3.2-309 of the Code of Virginia, enclosed is the biannual report for the Governor's Agriculture and Forestry Industries Development (AFID) fund covering January 1, 2017 through June 30, 2017. The report includes details on all new projects awarded AFID Facility and Planning grants and updates on previously awarded Facility grant projects.

Should you have any questions regarding this submission, please do not hesitate to contact me.

Sincerely,

Basil I. Gooden

BIG
Enclosures

cc: Sandra J. Adams, Commissioner, Virginia Department of Agriculture and Consumer Services

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The General Assembly created the AFID incentive program during the 2012 session, providing it at $1 million per year, beginning in fiscal year (FY) 2013, with $750,000 of each year's amount dedicated to AFID Facility Grants and $250,000 to AFID Planning Grants. In FY 2015, amendments to the AFID program were approved by the General Assembly through Item 89 of the 2015 Appropriation Act (Chapter 665, 2015 Acts of Assembly). The amendments removed the budget language which specified a portion of the funding to be used for Planning Grants, so that both AFID Facility and Planning Grant programs draw upon the fund without restriction. For FY 2017, $2,000,000 was appropriated to the AFID fund (Chapter 780, 2016 Acts of Assembly). In October 2016, the Governor approved a budget reduction plan that reduced the general fund amount deposited to the AFID fund by $220,000, resulting in a total deposit of $1,780,000 for FY 2017.

AFID Facility Grant Program

As of June 30, 2017, fifty (50) AFID Facility Grants have been awarded since the inception of the program, supporting a variety of agriculture and forestry based economic development projects. Of these, forty-six (46) have executed Performance Agreements between the localities and the companies and funds have been disbursed. Projects including wineries, cideries, and distilleries account for the other awardees. Total AFID Facility Grant awards for these 50 projects amount to $3,992,200. Of this amount, $3,292,200 has been expended, with the balance of $797,000 reserved for the remaining projects already committed in the next six months. These 50 projects represent 1,240 new jobs, 218.4 Full-Time Equivalents (FTEs) across 39 localities, $290,270,897 in new capital investment, and $378,313,719 in new Virginia-grown purchases. These agribusinesses have, on average, committed to purchase from Virginia approximately 31% of all the additional agricultural and forest products they will use to meet their new value-added processing needs.

Since January, two projects were removed from the active list. In January, Rebec Foods closed its Virginia location and made a full repayment of the AFID grant funds awarded. Also in January, VDACS was notified that Appalachian Mountain Snacks would not move forward with the project in Smyth County, so AFID grant funds were disbursed for this project.

Within the reporting period, two projects – Montague Farms and Shenandoah Processing – have successfully completed their performance period and met all targets. A total of three projects have successfully completed their award, resulting in $11,896,923 in new capital investment, 28 new jobs, and $152,743,719 in new Virginia-grown purchases.

The Secretary of Agriculture and Forestry and Virginia Department of Agriculture and Consumer Services (VDACS) continue to receive a great number of inquiries and expressions of interest into the program. In addition to the 39 announced projects, there are now over 40 in various stages of development and consideration by the Secretariat with the opportunity for multiple announcements to be made during the next six months.

For the second half of FY 2017, a total of $848,000 was committed in AFID Facility Grant funds to assist nine (9) new and expanding projects in five Commonwealth, which represents the commitment of $63,822,475 in new capital investment, 170 new jobs and 13 FTEs, and $24,911,916 in new Virginia-grown purchases. These companies have, on average, committed to purchase from Virginia

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approximately 77% of all the new agricultural and forest products they will use to make their new value-added processing needs. Summaries of these projects organized by announcement date are listed below:

Completed AFID Facility Grant Projects

Homestead Creamery, Inc. (announced December 2012) New manufacturer of dairy-related products	
Location	Franklin County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $60,000 AFID – building expansion and renovations • $12,240 VJIP – job training • $45,000 TROF –building expansion and renovations
Other funds from the political subdivision and their use	$30,000 local cash grant – any lawful purposes
New jobs	Twenty (20)
New investment	$1.1 million
Minimum purchase Virginia-grown products	$1.5 million of Virginia milk, cream, eggs, and produce
Projected impact on agricultural and forestal producers	The impact on Virginia agriculture is especially strong; over 45 Virginia producers will benefit directly.
Timetable for project completion	2013 – 2016
Prevailing average wage in locality	$29,665/year
Average wage of project	$29,016/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $2,173,615 (198% attainment) New jobs – 21 (105% attainment) VA-grown products - $3,209,285 (170% attainment) Performance period ended Q3 FY 2016. All performance measures were met.

Shenandoah Processing, LLC (announced December 2013) New organic-certified custom poultry processor	
Location	City of Harrisonburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $79,050 VJIP – job training
Other funds from the political subdivision and their use	$50,000 local cash grant – any lawful purposes
New jobs	One hundred and two (102)
New investment	$2.5 million
Minimum purchase Virginia-grown products	$114.7 million or 25 million Virginia-grown chickens
Projected impact on agricultural and forestal producers	This project creates a significant positive impact on Valley poultry growers who will have a new market niche to exploit, a use for old (but viable) poultry houses, and a new processing option for their flocks.
Timetable for project completion	2014 – 2016
Prevailing average wage in locality	$31,250/year
Average wage of project	$35,498/year
Status	Performance Agreement completed; funds released to City.

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	Attainment to Date: Capital investment - $8,995,612 (361% attainment) New jobs - 403 (395% attainment) VA-grown products - $144,030,342 (125% attainment) Performance period ended Q3 FY 2017. All performance measures were met.

Montague Farms, Inc. (announced March 2014) New bagging line, warehouse and lab for soybean production	
Location	Isle of Wight County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$14,700 AFID – construction
Other funds from the political subdivision and their use	$14,700 rebate of local taxes paid over three years – any lawful purposes
New jobs	One (1) new job and two (2) FTEs
New investment	$618,490
Minimum purchase Virginia-grown products	$3.3 million or 6,500 metric tons in natto soybean purchases
Projected impact on agricultural and forestal producers	This project provides area farmers access to the new, high-value Korean sprouting soybean market.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$35,833/year
Average wage of project	$39,067/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $637,396 (103% attainment) New jobs - 5 (166% attainment) VA-grown products - 9,786 metric tons of natto soybeans (151% attainment) Performance period ended Q3 FY 2017. All performance measures were met.

Announced AFID Facility Grant Projects for the period January – June 2017:

Black Narrows Brewing Company (announced January 2017) New craft brewery	
Location	Accomack County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$11,000 AFID – building improvements
Other funds from the political subdivision and their use	$11,000 of local Enterprise Zone– any lawful purpose
New jobs	Five (5)
New investment	$360,000
Minimum purchase Virginia-grown products	$42,590 or 4,270 pounds in new purchases of Virginia-

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	grown ingredients
Projected impact on agricultural and forestal producers	This project will create a new high-profile market for Virginia-grown hops, oysters, fruit and honey.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$26,215
Average wage of project	$27,000
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Bad Wolf Public House (announced February 2017) New craft brewery	
Location	City of Manassas
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$10,000 AFID – building improvements
Other funds from the political subdivision and their use	$10,000 local cash grant – building improvement
New jobs	Two (2)
New investment	$207,475
Minimum purchase Virginia-grown products	$21,945 or 1,695 pounds in new purchases of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project will create a new high-profile market for Virginia-grown hops, honey, pumpkins and raspberries.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$59,908
Average wage of project	$22,880
Status	Performance Agreement completed; funds released to the City. Performance period ends Q4 FY 2020

Filibuster Distillery LLC (announced February 2017) Expansion of craft distillery	
Location	Shenandoah County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$30,000 AFID – building improvement
Other funds from the political subdivision and their use	$30,000 local cash grant – building improvements
New jobs	Eight (8)
New investment	$795,000
Minimum purchase Virginia-grown products	$263,250 or 1.6 million pounds of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project will create a new, high-profile market for Virginia producers of high-quality grain.
Timetable for project completion	2016 – 2019
Prevailing average wage in locality	$32,835/year
Average wage of project	$28,500/year
Status	Performance Agreement completed; funds released to the County.

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	Performance period ends Q4 FY 2020

Shamrock Foods Company dba Shamrock Farms (announced March 2017) Expansion of state-of-the-art dairy manufacturing facility producing extended shelf life (ESL) products	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $400,000 AFID – building improvements • $400,000 Virginia Investment Partnership (VIP) – any lawful purpose • $58,500 Virginia Jobs Investment Program (VJIP) – job training
Other funds from the political subdivision and their use	$458,500 in local cash grant over five years – any lawful purpose
New jobs	Seventy-eight (78)
New investment	$44 million
Minimum purchase Virginia-grown products	$24 million or 15 million gallons in net new purchases of Virginia-produced milk
Projected impact on agricultural and forestal producers	This project will create a major new market for Virginia milk producers.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$41,964/year
Average wage of project	$45,760/year
Status	Performance Agreement completed; funds released to the County. Performance period end Q4 FY 2020

Ragged Mountain Farm, LLC dba Ragged Branch Distillery (announced April 2017) Expansion of craft distillery	
Location	Albemarle County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$17,000 AFID – building improvements
Other funds from the political subdivision and their use	$17,000 local cash grant – building improvements
New jobs	Four (4)
New investment	$225,000
Minimum purchase Virginia-grown products	$9,047 or 80,927 pounds of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project will create new, high-profile market for Virginia-grown grain.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$50,587/year
Average wage of project	$39,000/year
Status	Performance Agreement sent to the County for signatures.

Parkway Brewing Company (announced May 2017) Expansion of craft brewery	
Location	City of Salem
Grant amount committed from AFID	• $150,000 AFID – building improvements

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Other funds committed by the Commonwealth How these funds will be used	• $4,800 Virginia Jobs Investment Program – job training
Other funds from the political subdivision and their use	$150,000 local cash grant – building improvements
New jobs	Six (6) New Jobs and Seven (7) FTEs
New investment	$750,000
Minimum purchase Virginia-grown products	$20,500 or 7,300 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project will expand a high-profile market for Virginia-grown hops, wheat, honey and fruits.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$47,272/year
Average annual wage of project	$17,845/year (New jobs: $22,000, FTEs: $14,285)
Status	Performance Agreement sent to the City for review.

Lickinghole Creek Craft Brewery LLC (announced May 2017) Major expansion by craft brewery	
Location	Goochland County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building improvements • $16,800 VJIP – job training
Other funds from the political subdivision and their use	$250,000 in local cash grants – building improvements
New jobs	Thirty-six (36)
New investment	$12.1 million
Minimum purchase Virginia-grown products	$449,334 or 189,525 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project expands a high-profile market for Virginia-grown hops, grain, honey and produce.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$86,918/year
Average wage of project	$34,281/year
Status	Performance Agreement sent to the County for review.

Lickinghole Creek Craft Brewery (announced May 2017) Expansion of brewery to City of Lynchburg	
Location	City of Lynchburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $7,200 VJIP –job training • $15,200 EZ Job Creation Grant – building improvements • $100,000 EZ Real Property Improvement Grant – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant
New jobs	Twenty-eight (28)
New investment	$2.6 million
Minimum purchase Virginia-grown products	$102,444 or 48,231 pounds of Virginia-grown hops, grain and other produce
Projected impact on agricultural and forestal producers	This project will create a new local market for area hops, grain and fruit and vegetable producers.
Timetable for project completion	2017 – 2018

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Prevailing average wage in locality	$35,750/year
Average wage of project	$33,556/year
Status	Performance Agreement sent to the City for signatures.

Three Notch'd Brewing Company (announced June 2017) Expansion of craft brewery	
Location	City of Charlottesville
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant – building improvements
New jobs	Eight (8) New Jobs, One (1) FTE
New investment	$2.9 million
Minimum purchase Virginia-grown products	$175,616 or 124,405 pounds of Virginia-grown hops, wheat, honey
Projected impact on agricultural and forestal producers	This project expands a high-profile market for Virginia-grown hops, honey, wheat and produce.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$51,920
Average wage of project	$77,444
Status	Performance Agreement sent to the City for signatures.

The status of the previously announced AFID projects is detailed below:

Ongoing AFID Facility Grant Projects

Greencore USA, Inc. (announced March 2013) Expansion of sandwich and packaged food production operation	
Location	Stafford County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $75,000 AFID – site improvements • $154,000 VJIP – job training
Other funds from the political subdivision and their use	$75,000 local cash grant – any lawful purposes
New jobs	Three hundred fifty (350)
New investment	$5.5 million
Minimum purchase Virginia-grown products	$171,600 or 40,200 pounds of Virginia-grown produce
Projected impact on agricultural and forestal producers	This project will provide an expanded sales opportunity for Virginia vegetable growers.
Timetable for project completion	2013 – 2016
Prevailing average wage in locality	$46,646/year
Average wage of project	$29,000/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $4,749,000 New jobs - 45

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	VA-grown products - $133,225.62 Performance period has been extended to October 1, 2017 at request of locality.

Red Sun Farms, LLC (Agricola El Rosal) - (announced January 2013) First U.S. location for major Mexican high-technology, climate controlled greenhouses operation	
Location	Pulaski County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – site improvements • $350,000 Commonwealth's Opportunity Fund Grant (COF) – secure business location or expansion • $113,600 VJIP – job training • $200,000 Enterprise Zone Real Property Investment Grant – property improvements • $38,400 Enterprise Zone Job Creation Grants – incentivize jobs
Other funds from the political subdivision and their use	$2,000,000 in donated land – 100 acres valued at $20,000 per acre – site acquisition
New jobs	One hundred-forty-two (142)
New investment	$21 million
Minimum purchase Virginia-grown products	$17.9 million or 13.5 million pounds of tomatoes grown at facility
Projected impact on agricultural and forestal producers	The presence of such a large producer of tomatoes and peppers will attract packaging, shipping and related companies that will benefit from this agriculture industry in the region and state.
Timetable for project completion	2013 – 2018
Prevailing average wage in locality	$34,758/year
Average wage of project	$26,583/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $23,295,862.48 New jobs - 100 VA-grown products - $11,619,778.50 Performance period ends Q4 FY 2017

Shamrock Foods Company, dba Shamrock Farms (announced January 2013) New, state-of-the-art dairy manufacturing facility producing extended shelf life (ESL) products	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – site improvements • $250,000 COF – secure business location or expansion • $650,000 (up to) Economic Development Access Funds – construction, improvements, and/or maintenance for road access • $50,000 VJIP – job training • $10,000 (up to) Major Business Facility Jobs Tax Credit – any lawful purposes
Other funds from the political subdivision and their use	• $800,000 local cash grant – any lawful purposes • $1,280,000 in donated land - 40 acres of land valued at $32,000 per acre – site acquisition • $45,000 matching VJIP dollars – job training
New jobs	Sixty (60)

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New investment	$50 million
Minimum purchase Virginia-grown products	$13.5 million or 7.5 million gallons of Virginia milk
Projected impact on agricultural and forestal producers	The facility will be a significant new purchaser of Virginia milk.
Timetable for project completion	2013 – 2014
Prevailing average wage in locality	$38,360/year
Average wage of project	$39,553/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $59,817,572 New jobs - 53 VA-grown products - $2,791,549 Performance period ends Q4 FY 2017

Franklin Lumber, LLC (announced June 2013)
New pine sawmill facility in the former Franklin IP plant

Location	Isle of Wight County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $150,000 AFID – construction and installation costs • $71,000 VJIP – job training • $260,000 Enterprise Zone Job Creation Grants – job creation
Other funds from the political subdivision and their use	• $74,900 – Local Enterprise Zone 25% machinery & tools discount – any lawful purpose • $10,000 – Local Enterprise Zone jobs grant – incentivize job creation • $91,000 – Local Economic Development Incentive Grant – any lawful purpose
New jobs	Seventy-one (71)
New investment	$14.8 million
Minimum purchase Virginia-grown products	$11.5 million or 580,000 tons of Virginia-grown logs
Projected impact on agricultural and forestal producers	This project will have a significant positive impact on loggers and forest landowners in an area hard hit by the closure of the IP facility.
Timetable for project completion	2013 – 2018
Prevailing average wage in locality	$38,523/year
Average wage of project	$42,500/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $5,334,800 New jobs - 64 VA-grown products - 401,253 tons of logs Performance period ends Q2 FY 2018

Virginia Produce Company, Inc. (announced September 2013)
Expansion/relocation of produce grading, packing and distribution company

Location	Carroll County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $200,000 AFID – building improvements • $20,000 VJIP – job training • $20,000 Enterprise Zone Job Creation Grants – incentivize job creation

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	• $100,000 Enterprise Zone Real Property Improvement Grant – property improvements • $200,000 TROF – new jobs and investment
Other funds from the political subdivision and their use	• $1,056,500 – Reduced price sale of county owned building • $28,613 – Local Enterprise Zone benefits – any lawful purposes • $23,718 – Machinery and Tools Rebate – any lawful purposes • $13,090 – Local Economic Development grant - any lawful purposes • $40,000 – Local cash grant – any lawful purposes
New jobs	Twenty-five (25) new jobs and fifty (50) FTEs
New investment	$2.5 million
Minimum purchase Virginia-grown products	$12 million of Virginia-grown produce
Projected impact on agricultural and forestal producers	This project will have a significant positive impact on the current and prospective produce growers in the region – both through increased sales of current crops and opportunities for new crops.
Timetable for project completion	2013 – 2014
Prevailing average wage in locality	$27,109/year
Average wage of project	$19,261/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $2,324,953.68 New jobs – 25 New Jobs and 52 FTEs VA-grown products - $10,319,849.66 Performance period has been extended to March 31, 2018 at request of locality.

Trout River Dry Kiln, LLC (announced March 2014) New hardwood dry kiln facility	
Location	Nottoway County (Town of Crewe)
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – site improvements • $36,000 VJIP – job training
Other funds from the political subdivision and their use	$115,720 in donated land in the Crewe industrial park – 5.26 acres valued at $22,000 per acre – site acquisition
New jobs	Forty (40)
New investment	$5.5 million
Minimum purchase Virginia-grown products	$30.6 million of Virginia lumber purchases
Projected impact on agricultural and forestal producers	This project creates a major new demand for Virginia hardwood, providing new market opportunities for sawmills, loggers and landowners.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$31,828 /year
Average wage of project	$24,856/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $5,471,500

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	New jobs – 36 VA-grown products - $8,314,218.58 Performance period has been extended to September 30, 2018 at request of locality.

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Bloomaker USA, Inc. (announced June 2014) Expansion of flower producer	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – natural gas line extension • $8,000 VJIP – job training
Other funds from the political subdivision and their use	$58,000 local cash grant – natural gas line and employee training
New jobs	Eight (8) new jobs and ninety (90) FTEs
New investment	$2 million
Minimum purchase Virginia-grown products	$17.6 million in new plant sales
Projected impact on agricultural and forestal producers	In addition to supporting the greenhouse and nursery industry,

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	this project provides important cold-weather employment for ag workers.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$39,183/year
Average wage of project	$20,800/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $2,000,000 New jobs – 8 new jobs and 49 FTEs VA-grown products - $1,958,206 Performance period has been extended to October 1, 2018 at request of locality.

Retail Relay, Inc., dba Relay Foods - (announced June 2014) Expansion of on-line grocer specializing in local foods	
Location	City of Charlottesville
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $20,000 VJIP – job training
Other funds from the political subdivision and their use	$50,000 local cash grant – any lawful purposes
New jobs	Twenty-five (25)
New investment	$735,000
Minimum purchase Virginia-grown products	$353,309 of new purchases of meat, milk & produce
Projected impact on agricultural and forestal producers	Relay's retail platform and dedication to sourcing local provides a powerful, cost-effective retail and distribution network for numerous local ag and specialty foods producers.
Timetable for project completion	2014 – 2016
Prevailing average wage in locality	$44,447 /year
Average wage of project	$42,515/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $206,387 New jobs - 9 VA-grown products - $7,503,466.74 The company merged with Colorado-based Door to Door Organics, Inc. in June 2016. Relay closed all Virginia operations in January 2017. A full clawback of AFID funds was received by VDACS March 7, 2017. This project will be removed from future reports.

Independence Lumber, Inc. (announced August 2014) Reconstruction of sawmill at existing lumber operation	
Location	Grayson County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – reconstruction and building improvements • $20,000 VJIP – job training • $150,000 TROF – new jobs and investment
Other funds from the political subdivision and their use	$175,000 Grayson County Performance Grant (cash reimbursement of taxes over a five year period)

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New jobs	Twenty-five (25)
New investment	$5.1 million
Minimum purchase Virginia-grown products	$18 million or 60 metric board feet (mbf) in timber purchases
Projected impact on agricultural and forestal producers	This project provides a new market to area loggers and forest land owners.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$26,882/year
Average wage of project	$31,200/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $13,938,905 New jobs - 65 VA-grown products $13,343,968 Performance period ends Q4 FY 2017

Black Hops Farm, LLC (announced December 2014) New hops production and processing facility	
Location	Loudoun County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$40,000 AFID – construction
Other funds from the political subdivision and their use	• $39,700 local cash grant • $300 Permit Fee Waiver
New jobs	Eleven (11) part-time and seasonal employees
New investment	$911,500
Minimum purchase Virginia-grown products	$21,500 or 2,150 pounds of Virginia hops
Projected impact on agricultural and forestal producers	This project will revolutionize hops production in Virginia by making commercial scale production economically viable.
Timetable for project completion	2015 – 2017
Prevailing average wage in locality	$59,921/year
Average wage of project	$13,009/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $635,003.81 New jobs – 3 full-time, 4 part-time, 6 seasonal part-time positions Virginia-grown products – $2,360 Performance period ends Q3 FY 2018

Copper Fox Distillery, LLC (announced December 2014) New production facility for craft distiller	
Location	City of Williamsburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building renovations • $19,600 VJIP – job training
Other funds from the political subdivision and their use	$204,000 – reduced priced sales of City-owned site and repair work done to site
New jobs	Twenty-five (25) new jobs and three (3) FTEs

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New investment	$2 million
Minimum purchase Virginia-grown products	$457,710 or 1,087 tons of Virginia grain
Projected impact on agricultural and forestal producers	This project creates a new market for specialty grain producers and highlights the role of Virginia agriculture products in craft spirits.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$34,843/year
Average wage of project	$28,214/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $1,250,000 New jobs – 6 New Jobs and 3 FTEs VA-grown products - $50,000 Performance period ends Q3 FY 2019

Seven Hills Food, LLC (announced December 2014) Major new independent meat processing facility	
Location	City of Lynchburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building renovations • $34,400 VJIP – job training • $30,300 Enterprise Zone Job Creation Grant – project equity • $100,000 Enterprise Zone Real Property Improvement – project equity
Other funds from the political subdivision and their use	• $250,000 Lynchburg Economic Development Authority Strategic Initiatives Grant – building upgrades • $25,000 Local Enterprise Zone Redevelopment Program – building upgrades
New jobs	Forty-three (43)
New investment	$2.9 million
Minimum purchase Virginia-grown products	$14.5 million or 12,000 cattle and hogs
Projected impact on agricultural and forestal producers	This project creates a major new market for independent Virginia producers of finished cattle and hogs.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$40,831/year
Average wage of project	$31,256/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $3,050,000 New jobs - 26 VA-grown products - $1,893,367 Performance period ends Q3 FY 2019

Big Trouble, LLC dba Big Trouble Malting and Spirits (announced March 2015) New malting facility and craft distillery	
Location	City of Petersburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building renovations • $60,000 Enterprise Zone Real Property Improvement Grant – property improvements

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Other funds from the political subdivision and their use	• $5,000 Façade Grant • $2,500 Architectural Grant • $8,000 Permit Waiver Fee • $5,000 Tap Free reduction • $5,000 Water Sewer Connection Fee reduction • $12,500 Machinery and Tools tax reduction • $14,000 Real Estate Tax abatement
New jobs	Six (6) new jobs and two (2) FTEs
New investment	$810,000
Minimum purchase Virginia-grown products	$1.4 million or 40,000 bushels of Virginia grain and fruit
Projected impact on agricultural and forestal producers	This project creates a new market for specialty grain producers and highlights the role of Virginia agriculture products in craft beverages.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$38,898/year
Average wage of project	$37,440/year
Status	Performance Agreement completed; funds released to City. Attainment to Date: Capital investment - $0 New jobs - 0 VA-grown products - $0 The Year 1 annual report was submitted June 16, 2016 reporting no attainment. VDACS met with Petersburg and company staff to address concerns. In June, VDACS was notified that the City still occupied the building sold to the company. The company moved forward with using an alternative building to start the project. Performance period ends Q4 FY 2018

Route 11 Potato Chips, LLC (announced March 2015) Expansion of specialty potato chip production facility	
Location	Shenandoah County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – construction
Other funds from the political subdivision and their use	$50,000 – partial rebate of local machinery and tools and real estate taxes over four years
New jobs	Thirteen (13)
New investment	$1.2 million
Minimum purchase Virginia-grown products	$586,000 or 1,585,000 pounds in new purchases of Virginia potatoes and sweet potatoes
Projected impact on agricultural and forestal producers	This project creates an important new market for sweet potato producers and farmers diversifying into the chipping potato production.
Timetable for project completion	2015 – 2017
Prevailing average wage in locality	$32,050/year
Average wage of project	$36,005/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $1,200,000

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	New jobs - 10 VA-grown products - $322,854 Performance period ends Q3 FY 2019

Shenandoah Growers, Inc. (announced April 2015) Expansion of innovative greenhouse potted and fresh herb producer	
Location	Rockingham County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – construction • $9,750 VJIP – job training
Other funds from the political subdivision and their use	$100,000 local cash grant – any lawful purposes
New jobs	Fifteen (15)
New investment	$8.7 million
Minimum purchase Virginia-grown products	$14,880,000 in new sales of organic herbs
Projected impact on agricultural and forestal producers	In addition to the company's own technologically driven expansion, they also buy herbs from area farmers to supplement supply.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$39,168/year
Average wage of project	$20,800/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment – $10,464,094 New jobs – 9 Virginia-grown products – $1,095,550 Performance period ends Q4 FY 2018

Andros Foods North America, d.b.a. Bowman Andros Foods (announced April 2015) Expansion of major fruit processing and packaging facility	
Location	Shenandoah County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – building improvements • $400,000 COF – secure business location or expansion • $600,000 Virginia Investment Partnership grant – investment • $80,000 VJIP – job training • $480,000 Port of Virginia Economic Development Grant – assist with expansion of operation
Other funds from the political subdivision and their use	$500,000 local cash grant – any lawful purposes
New jobs	One-hundred and sixty (160)
New investment	$73 million
Minimum purchase Virginia-grown products	$12.7 million or 126.9 million pounds of net new purchases of Virginia apples
Projected impact on agricultural and forestal producers	This project supports and grows the company's major purchases of Virginia apples, supporting an industry under pressure.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$32,050/year
Average wage of project	$27,581/year
Status	Performance Agreement completed; funds released to the County.

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	Capital investment – $13,388,000 New jobs – 56 Virginia-grown products – $1,095,550 Performance period ends Q2 FY 2019

Kelly Turkeys USA, LLC (announced April 2015) New high-end turkey production and processing operation	
Location	Albemarle County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$29,000 AFID – building improvements
Other funds from the political subdivision and their use	$29,000 local cash grant – building improvements
New jobs	One (1) new jobs and five (5) FTEs
New investment	$1.4 million
Minimum purchase Virginia-grown products	$3.1 million or 17,500 turkeys
Projected impact on agricultural and forestal producers	This project showcases the Commonwealth as a source of high-quality, premium turkeys and supports Virginia's poultry production infrastructure.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$49,480/year
Average wage of project	$40,479/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment – $2,000,000 New jobs – 5 FTEs Virginia-grown products – $350,000 Performance period ends Q1 FY 2019

Ewes Guys, LLC dba Twenty Paces (announced April 2015) New farmstead sheep and goat's milk cheese production operation	
Location	Albemarle County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$11,000 AFID – building improvements
Other funds from the political subdivision and their use	$11,000 Local cash grant – any lawful purposes
New jobs	Five (5) and one (1) FTE
New investment	$321,000
Minimum purchase Virginia-grown products	$903,430 or 37,760 gallons of sheep and goat milk
Projected impact on agricultural and forestal producers	The high-quality, authentic farmstead cheese company bolsters the Commonwealth's reputation as the center for artisanal food production.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$49,482/year
Average wage of project	$33,773/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $321,000 New jobs – 0

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	VA-grown products – $794,252.46 Performance period ends Q1 FY 2019

Old House Vineyards, LLC dba Old House Distillery (announced May 2015) New craft distillery	
Location	Culpeper County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$20,000 AFID – building renovations
Other funds from the political subdivision and their use	$20,000 local cash grant – equipment purchases
New jobs	Three (3) FTEs
New investment	$229,000
Minimum purchase Virginia-grown products	$101,500 of Virginia grapes, grain, and honey
Projected impact on agricultural and forestal producers	This project creates a new market for a variety of Virginia-grown products and will offer new distillation service to Virginia winemakers.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$38,073/year
Average wage of project	$22,107/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment – $100,659.42 New jobs – 1 FTE VA-grown products – $21,662.10 Performance period ends Q1 FY 2019

Ironclad Distillery, Inc. (announced July 2015) New small-batch bourbon distillery	
Location	City of Newport News
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$12,000 AFID – building renovation
Other funds from the political subdivision and their use	$12,000 local cash grant – any lawful purposes
New jobs	Eight (8) FTEs
New investment	$100,000
Minimum purchase Virginia-grown products	$126,000 or 675,000 pound of Virginia-grown corn, wheat and rye
Projected impact on agricultural and forestal producers	This project creates a new market for specialty grain producers and highlights the role of Virginia agriculture products in craft spirits.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$48,667/year
Average wage of project	$31,595/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $86,224 New jobs - 3 FTEs VA-grown products - $13,015

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	Performance period ends Q2 FY 2019

Hardywood Park Craft Brewery, LLC (announced July 2015) New production facility for existing Virginia craft brewery	
Location	Goochland County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building and site improvements • $500,000 COF – building and site improvements • $400,000 VIP – any lawful purpose • $56,000 VJIP – job training
Other funds from the political subdivision and their use	$500,000 awarded to rebate 50% of the Company's Machinery and Tools and Tangible Personal Property taxes through the County, and other payments – any lawful purposes
New jobs	Fifty-six (56)
New investment	$24.3 million
Minimum purchase Virginia-grown products	$1.4 million in Virginia agricultural products
Projected impact on agricultural and forestal producers	This new facility will significantly increase the use of Virginia-grown specialty crops in Virginia craft beers, building the role Virginia agriculture will play in fast-growing craft brewing industry.
Timetable for project completion	2016 – 2020
Prevailing average wage in locality	$79,793/year
Average wage of project	$51,000/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q2 FY 2021

Virginia Poultry Growers Cooperative, Inc. (announced July 2015) Expansion of turkey production and processing cooperative	
Location	Rockingham County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building improvements • $500,000 Virginia Investment Partnership Grant – any lawful purposes • $50,000 VJIP – job training
Other funds from the political subdivision and their use	$250,000 local cash grant – any lawful purposes
New jobs	Six (6)
New investment	$61.9 million
Minimum purchase Virginia-grown products	$9.1 million or 15.5 million pounds of net new Virginia-grown turkey
Projected impact on agricultural and forestal producers	Expansion of this facility ensures a prominent role of turkey production in Virginia and support dozens of new poultry houses.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$39,757/year
Average wage of project	$27,290/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

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WDC Greenhouse, LLC dba BrightFarms, Inc. (announced October 2015) New leaf lettuce and tomato production greenhouse	
Location	Culpeper County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$75,000 AFID – construction
Other funds from the political subdivision and their use	$75,000 local cash grant – any lawful purposes
New jobs	Twenty-four (24)
New investment	$7.3 million
Minimum purchase Virginia-grown products	$10.7 million or 750,000 cases of baby lettuce and basil, and 30,000 cases of tomatoes
Projected impact on agricultural and forestal producers	While an immediate impact to local producers is small, this project could begin a shift towards local produce buying by major national retailers that could benefit Virginia's agricultural producers in the future.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$38,073/year
Average wage of project	$35,948/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $0 New jobs - 7 VA-grown products - $4,343,079.98 Performance period ends Q3 FY 2019

Shawnee Canning Company, Inc. (announced January 2016) Expansion of family-owned fruit co-packer	
Location	Frederick County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$7,500 AFID – building improvements
Other funds from the political subdivision and their use	$7,500 local cash grant – any lawful purposes
New jobs	Five (5)
New investment	$499,500
Minimum purchase Virginia-grown products	$57,000 or 312,000 pounds in net new purchases of Virginia-grown apples and peaches
Projected impact on agricultural and forestal producers	This project grows the market for Virginia fruit producers and farm stands benefiting from the company's private label co-packing operation.
Timetable for project completion	2015 – 2017
Prevailing average wage in locality	$39,836/year
Average wage of project	$32,829/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2019

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Monroe Bay Vineyard, LLC (announced February 2016) Expansion of Virginia farm winery	
Location	Westmoreland County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$30,000 AFID – building construction
Other funds from the political subdivision and their use	$30,000 – any lawful purpose
New jobs	Seven (7) FTEs
New investment	$385,632
Minimum purchase Virginia-grown products	$29,899 or 35.3 tons of Virginia-grown fruit
Projected impact on agricultural and forestal producers	This project expands the market for Virginia apple and grape producers.
Timetable for project completion	2016 – 2020
Prevailing average wage in locality	$28,916/year
Average wage of project	$34,507/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2021

Blue Bee Cider, LLC (announced February 2016) Relocation and expansion of urban cidery	
Location	City of Richmond
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• 50,000 AFID – building improvements • $100,000 Enterprise Zone Real Property Investment Grant – building improvements
Other funds from the political subdivision and their use	$50,000 Local Enterprise Zone benefits and real estate tax rebates – building improvements
New jobs	Four (4) FTEs
New investment	$1.1 million
Minimum purchase Virginia-grown products	$257,700 or 21,821 bushels of Virginia-grown apples and berries
Projected impact on agricultural and forestal producers	This project creates an expanded market for Virginia producers of specialty hard cider apple varieties.
Timetable for project completion	2016 – 2019
Prevailing average wage in locality	$57,011/year
Average wage of project	$30,710/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $1,241,482 New jobs – 4 FTEs VA-grown products - $88,312 Performance period ends Q4 FY 2019

Slick Rock Lumber, LLC (announced March 2016) New sawmill	
Location	Halifax County

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Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $12,000 AFID – building and site improvements • $9,750 VJIP – job training
Other funds from the political subdivision and their use	$12,000 – site improvements
New jobs	Thirteen (13)
New investment	$535,000
Minimum purchase Virginia-grown products	$5.1 million or 14.6 million mbf of Virginia-grown timber
Projected impact on agricultural and forestal producers	This project expands the market for Virginia hardwoods and non-pine species of softwoods.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$33,758/year
Average wage of project	$27,200/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

Springfield 1842, LLC (announced March 2016) New craft distillery	
Location	Halifax County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $10,000 AFID – building renovations • $3,750 VJIP – job training
Other funds from the political subdivision and their use	$10,000 local cash grant – any lawful purpose
New jobs	Five (5) FTEs
New investment	$160,000
Minimum purchase Virginia-grown products	$15,156 or 148,176 pounds of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project provides a new market for high-value, Virginia-grown grain and further integrates Virginia agriculture into a fast growing craft distilling industry.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$33,758/year
Average wage of project	$25,792/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

Woodgrain Millwork, Inc. (announced April 2016) Expansion of door and window frame manufacturer	
Location	Smyth County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – building improvements • $13,300 VJIP – job training • $75,000 TROF – building improvements • $29,000 Enterprise Zone Job Creation Grant – incentivize job creation
Other funds from the political subdivision and their use	$100,000 local cash grant – any lawful purpose
New jobs	Seventeen (17)
New investment	$1.9 million

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Minimum purchase Virginia-grown products	$4.7 million or 9.2 mbf of net new purchases of Virginia-grown white pine and other species
Projected impact on agricultural and forestal producers	This project expands the market for Virginia-grown white pine and other species.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$34,341/year
Average wage of project	$29,195/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

Performance Livestock and Feed Company, Inc. (announced June 2016) New location of NC-based feed producer	
Location	Henry County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – building improvements • $25,600 VJIP – job training • $170,000 TROF – building improvements • $67,500 Enterprise Zone Job Creation Grant – any lawful purpose • $70,000 Enterprise Zone Real Property Investment Grant – any lawful purpose • $345,000 Rail Industrial Access Grant – rail improvement
Other funds from the political subdivision and their use	• $170,000 Local Grant for Rail Assistance – rail improvements • $102,253 Henry County Local Enterprise Zone Incentives – any lawful purpose
New jobs	Thirty-two (32)
New investment	$4.2 million
Minimum purchase Virginia-grown products	$11 million or 115,145 tons of Virginia-grown grains and non-traditional feed ingredients
Projected impact on agricultural and forestal producers	This project will create a robust new market for traditional and non-traditional Virginia-grown feed ingredients; large new feed producer will benefit from livestock producers in feed deficient state.
Timetable for project completion	2016 – 2019
Prevailing average wage in locality	$30,195/year
Average wage of project	$26,000/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

KO Distilling (announced August 2016) Expansion of craft distillery	
Location	City of Manassas
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$25,000 AFID – building improvements

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Other funds from the political subdivision and their use	$25,000 local cash grant – building improvements
New jobs	Three (3) new jobs and three (3) FTEs
New investment	$675,000
Minimum purchase Virginia-grown products	$63,750 or 300 tons of net new purchases of Virginia-grown corn, wheat and rye
Projected impact on agricultural and forestal producers	This project will create a new, high-profile market for Virginia producers of high-quality grain.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$59,543/year
Average wage of project	$28,266/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q2 FY 2020

Appalachian Mountain Spirits (announced August 2016) Expansion of craft distillery	
Location	Smyth County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$25,000 AFID – building improvements
Other funds from the political subdivision and their use	$25,000 local cash grant – any lawful purpose
New jobs	Thirteen (13)
New investment	$480,000
Minimum purchase Virginia-grown products	$226,000 or 1.5 million pounds of net new purchases of Virginia-grown corn, barley and rye
Projected impact on agricultural and forestal producers	This project will commit the company to increased agricultural purchases and will support Virginia grain growers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$34,040/year
Average wage of project	$33,592/year
Status	In January 2017, the locality notified VDACS that Appalachian Mountain and Spirits would not move forward with the project. The Performance Agreement was not executed and funds were not released. This project will be removed from future reports.

Speyside Bourbon Cooperage (announced August 2016) Location of new stave mill	
Location	Bath County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$250,000 AFID – site improvements and construction $22,500 Virginia Job Investment Program (VJIP) – training and recruitment
Other funds from the political subdivision and their use	$370,000 in donated land – 47 acres valued at $10,000 per acre – site acquisition
New jobs	Thirty (30)
New investment	$5.5 million
Minimum purchase Virginia-grown products	$11.2 million or 8 million log feet of Virginia white oak

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Projected impact on agricultural and forestal producers	New forestry purchases will support Virginia forestland owners and forestry businesses.
Timetable for project completion	2017 – 2018
Prevailing average wage in locality	$35,562/year
Average wage of project	$28,662/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q2 FY 2020

North Lock LLC, dba Port City Brewing Company (announced August 2016) Expansion of craft brewery	
Location	City of Alexandria
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$250,000 AFID – building improvements
Other funds from the political subdivision and their use	$155,000 local cash grant – any lawful purpose $95,000 in-kind – transportation improvements
New jobs	Fourteen (14) new jobs and 7.4 FTEs
New investment	$2.7 million
Minimum purchase Virginia-grown products	$41,042 or 115,110 pounds of net new purchases of Virginia-grown wheat and oysters
Projected impact on agricultural and forestal producers	This project will expand a high-profile market for Virginia wheat and oyster producers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$71,795/year
Average wage of project	$37,500/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q2 FY 2020

Salatin & Cloud LLC., dba T&E Meats (announced September 2016) Expansion of meat co-packer	
Location	City of Harrisonburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant – building improvements
New jobs	Seven (7)
New investment	$642,464
Minimum purchase Virginia-grown products	$1.2 million or 902,068 pounds in net new purchases of Virginia-grown meat
Projected impact on agricultural and forestal producers	This project will expand a critical new meat processing capacity for Virginia livestock producers.
Timetable for project completion	2016-2018
Prevailing average wage in locality	$35,420/year
Average wage of project	$33,509/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q3 FY 2020

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Burton Brewing, LLC dba Strangeways Brewing (announced September 2016) New location of existing craft brewery	
Location	City of Fredericksburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$150,000 AFID – building improvements
Other funds from the political subdivision and their use	$150,000 local cash grant – any lawful purpose
New jobs	Twelve (12) new jobs and fifteen (15) FTEs
New investment	$2.5 million
Minimum purchase Virginia-grown products	$33,482 or 12,160 pounds of net new purchases of Virginia-grown hops, pumpkins, honey, fruits, and vegetables
Projected impact on agricultural and forestal producers	This project will create a high-profile market for Virginia-grown specialty crops.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$41,396/year
Average wage of project	$37,407/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q2 FY 2020

River Ridge Land and Cattle Company, LLC (announced October 2016) New meat processing facility	
Location	Grayson County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $8,800 VJIP – job training • $45,000 Tobacco Region Opportunity Fund (TROF) - building improvements • $26,100 Enterprise Zone Job Grant- any lawful purpose • $100,000 Enterprise Zone Real Property Investment Grant – any lawful purpose
Other funds from the political subdivision and their use	$70,000 Grayson County Performance Grant – site acquisition
New jobs	Eleven (11)
New investment	$2.1 million
Minimum purchase Virginia-grown products	$4 million or 1.5 million pounds of Virginia-grown beef and pork
Projected impact on agricultural and forestal producers	This project will create a critical new meat processing capacity for Virginia livestock producers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$29,805/year
Average wage of project	$33,222/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

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Rock Wood Products of Dillwyn, Inc. (announced October 2016) Expansion and relocation of sawmill	
Location	Buckingham County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$150,000 AFID – building improvements $9,600 VJIP – job training
Other funds from the political subdivision and their use	$150,000 local tax abatement – any lawful purpose
New jobs	Twelve (12)
New investment	$8.6 million
Minimum purchase Virginia-grown products	$3.6 million or 9.5 million board feet of net new purchases of Virginia-grown timber
Projected impact on agricultural and forestal producers	This project will preserve and expand an important market for Virginia forestland owners.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$34,948/year
Average wage of project	$37,275/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Coyote Hole Ciderworks (announced November 2016) Location of hard cider production and agri-tourism facility	
Location	Louisa County
Grant amount committed from AFID How these funds will be used	$20,000 AFID – site improvements, construction
Other funds from the political subdivision and their use	$20,000 local cash grant – any lawful purpose
New jobs	Six (6)
New investment	$775,000
Minimum purchase Virginia-grown products	$346,416 (or 1,149,120 pounds) apples and other fruit
Projected impact on agricultural and forestal producers	This project will create new agricultural purchases that will support Virginia growers.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$48,342/year
Average wage of project	$35,333/year
	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Blue Ridge Aquaculture, Inc. (announced December 2016) Expansion of aquaculture operation	
Location	Henry County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $25,000 TROF – building improvements • $100,000 Enterprise Zone Real Property Improvement Grant – building improvements
Other funds from the political subdivision and their use	• $8,784 – Henry Co. Real Property Enterprise Zone grant

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	• $93,024 – Henry Co. M&T Enterprise Zone grant
New jobs	Five (5)
New investment	$3.2 million
Minimum purchase Virginia-grown products	$900,642 or 5,400 tons of Virginia-grown corn
Projected impact on agricultural and forestal producers	Project will create new local market for area corn producers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$31,489/year
Average wage of project	$39,184/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

AFID Planning Grant Program

The AFID Planning Grant program was established to encourage localities to think strategically about how they can better support and integrate agriculture and forestry into their community's overall economic development efforts. AFID Planning Grant applications are accepted on a rolling basis, allowing for applicants to work with the AFID Fund Coordinator to refine their project and submit stronger applications.

Since the inception of the AFID Planning Grant, $750,597 has been awarded to 38 projects, directly impacting 58 unique localities. Of these funded projects, twenty-seven (27) have successfully completed activities.

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EXHIBIT 33b

US- 33b

DIRECCIÓN DE COMERCIO EXTERIO
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No. 6835

COMMONWEALTH of VIRGINIA

Office of the Governor

Ralph S. Northam
Governor

January 25, 2018

The Honorable Thomas K. Norment
Co-Chair
Senate Finance Committee
Senate of Virginia

The Honorable Emmett W. Hanger, Jr.
Co-Chair
Senate Finance Committee
Senate of Virginia

The Honorable R. Lee Ware, Jr.
Chair
House Finance Committee
House of Delegates

The Honorable Brenda L. Pogge
Vice Chair
House Finance Committee
House of Delegates

The Honorable S. Chris Jones
Chairman
House Appropriations Committee
House of Delegates

The Honorable R. Steven Landes
Vice-Chairman
House Appropriations Committee
House of Delegates

Dear Senators and Delegates:

As required by§ 3.2-309 of the Code of Virginia, enclosed is the biannual report for the Governor's Agriculture and Forestry Industries Development (AFID) fund covering July 1, 2017

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through December 31, 2017. The report includes details on all new projects awarded AFID Facility and Planning grants and updates on previously awarded Facility grant projects.

Should you have any questions regarding this submission, please do not hesitate to contact me or the Secretary of Agriculture and Forestry, Bettina Ring

Sincerely,

Governor Ralph Northam

RSN
Enclosures

cc: The Honorable Bettina Ring, Secretary of Agriculture and Forestry
Charles Green, Acting Commissioner, Virginia Department of Agriculture and Consumer Services

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The General Assembly created the AFID incentive program during the 2012 legislative session, funding it at approximately $1 million per year beginning in fiscal year (FY) 2013, with $750,000 of each year's amount dedicated to AFID Facility Grants and $250,000 to AFID Planning Grants. In FY 2015, amendments to the AFID program were approved by the General Assembly through Item 89 of the 2015 Appropriation Act (Chapter 665, 2015 Acts of Assembly). The amendments removed the budget language, which specified a portion of the funding to be used for Planning Grants, so that both AFID Facility and Planning Grant programs draw upon the fund without restriction. For FY 2018, $1,000,000 was appropriated to the AFID fund.

[redacted]

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[redacted]

Completed AFID Facility Grant Projects

Greencore USA, Inc. (announced March 2013) Expansion of sandwich and packaged food production operation	
Location	Stafford County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $75,000 AFID – site improvements • $154,000 VJIP – job training
Other funds from the political subdivision and their use	$75,000 local cash grant – any lawful purposes
New jobs	Three hundred fifty (350)
New investment	$5.5 million
Minimum purchase Virginia-grown products	$171,600 or 40,200 pounds of Virginia-grown produce
Projected impact on agricultural and forestal producers	This project will provide an expanded sales opportunity for Virginia vegetable growers.
Timetable for project completion	2013 – 2016
Prevailing average wage in locality	$46,646/year
Average wage of project	$29,000/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $5,334,800 (96% attainment) New jobs – 192 (54% attainment) VA-grown products - $169,527.62 (99% attainment) Performance period has ended. Staff is working to confirm the data and then will initiate the claw-back process, as required.

Shamrock Foods Company, dba Shamrock Farms (announced January 2013) New, state-of-the-art dairy manufacturing facility producing extended shelf life (ESL) products	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – site improvements • $250,000 COF – secure business location or expansion • $650,000 (up to) Economic Development Access Funds – construction, improvements, and/or maintenance for road access • $50,000 VJIP – job training • $10,000 (up to) Major Business Facility Jobs Tax Credit – any lawful purposes
Other funds from the political subdivision and their use	• $800,000 local cash grant – any lawful purposes • $1,280,000 in donated land - 40 acres of land valued at $32,000 per acre – site acquisition • $45,000 matching VJIP dollars – job training
New jobs	Sixty (60)
New investment	$50 million
Minimum purchase Virginia-grown products	$13.5 million or 7.5 million gallons of Virginia milk
Projected impact on agricultural and forestal producers	The facility will be a significant new purchaser of Virginia milk.
Timetable for project completion	2013 – 2014

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Prevailing average wage in locality	$38,360/year
Average wage of project	$39,553/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $59,817,572 (119% attainment) New jobs – 60 (100% attainment) VA-grown products - $13,156,466 (97% attainment) Performance period ended Q4 FY 2017. All performance measures were met.

Shenandoah Processing, LLC (announced December 2013) New organic-certified custom poultry processor	
Location	City of Harrisonburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $79,050 VJIP – job training
Other funds from the political subdivision and their use	$50,000 local cash grant – any lawful purposes
New jobs	One hundred and two (102)
New investment	$2.5 million
Minimum purchase Virginia-grown products	$114.7 million or 25 million Virginia-grown chickens
Projected impact on agricultural and forestal producers	This project creates a significant positive impact on Valley poultry growers who will have a new market niche to exploit, a use for old (but viable) poultry houses, and a new processing option for their flocks.
Timetable for project completion	2014 – 2016
Prevailing average wage in locality	$31,250/year
Average wage of project	$35,498/year
Status	Performance Agreement completed; funds released to City. Attainment to Date: Capital investment - $8,995,612 (361% attainment) New jobs - 403 (395% attainment) VA-grown products - $144,030,342 (125% attainment) Performance period ended Q3 FY 2017. All performance measures were met.

Montague Farms, Inc. (announced March 2014) New bagging line, warehouse and lab for soybean production	
Location	Isle of Wight County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$14,700 AFID – construction
Other funds from the political subdivision and their use	$14,700 rebate of local taxes paid over three years – any lawful purposes
New jobs	One (1) new job and two (2) FTEs
New investment	$618,490
Minimum purchase Virginia-grown products	$3.3 million or 6,500 metric tons in natto soybean purchases
Projected impact on agricultural and forestal producers	This project provides area farmers access to the new, high-value Korean sprouting soybean market.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$35,833/year

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Average wage of project	$39,067/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $637,396 (103% attainment) New jobs - 5 (166% attainment) VA-grown products - 9,786 metric tons of natto soybeans (151% attainment) Performance period ended Q3 FY 2017. All performance measures were met.

Homestead Creamery, Inc. (announced December 2012) New manufacturer of dairy-related products	
Location	Franklin County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $60,000 AFID – building expansion and renovations • $12,240 VJIP – job training • $45,000 TROF –building expansion and renovations
Other funds from the political subdivision and their use	$30,000 local cash grant – any lawful purposes
New jobs	Twenty (20)
New investment	$1.1 million
Minimum purchase Virginia-grown products	$1.5 million of Virginia milk, cream, eggs, and produce
Projected impact on agricultural and forestal producers	The impact on Virginia agriculture is especially strong; over 45 Virginia producers will benefit directly.
Timetable for project completion	2013 – 2016
Prevailing average wage in locality	$29,665/year
Average wage of project	$29,016/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $2,173,615 (198% attainment) New jobs – 21 (105% attainment) VA-grown products - $3,209,285 (170% attainment) Performance period ended Q3 FY 2016. All performance measures were met.

Announced AFID Facility Grant Projects for the period July - December 2017:

Blue Ridge Lumber Co LLC (announced December 2017) Expansion of lumber producer	
Location	Essex County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant – building improvements
New jobs	Seventeen (17)
New investment	$2,687,647
Minimum purchase Virginia-grown products	$5.2 million or 5.2 mbf of Virginia logs and lumber
Projected impact on agricultural and forestal producers	This project will creates a new marker for Virginia logs and lumber and will boost wood exports.
Timetable for project completion	2017 – 2019

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Prevailing average wage in locality	$32,381/year
Average wage of project	$40,040/year
Status	Performance Agreement sent to the County for review.

JBR Vineyards (announced December 2017) New expansion of winery in Giles County	
Location	Giles County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$5,000 AFID – building improvements
Other funds from the political subdivision and their use	$50,000 Strategic Initiatives $5,000 Giles Co. IDA façade improvement grant – building improvements
New jobs	One (1) new job and one (1) FTE
New investment	$227,250
Minimum purchase Virginia-grown products	$28,000 or 14 tons of Virginia-grown grapes
Projected impact on agricultural and forestal producers	This project creates a new local market for wine grape producers.
Timetable for project completion	2017-2019
Prevailing average wage in locality	$38,719/year
Average wage of project	$16,500/year
Status	Performance Agreement sent to the County for signature.

Back Bay Brew House, LLC d/b/a Farmhouse Cidery (announced November 2017) New hard cider producer	
Location	City of Virginia Beach
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$20,000 AFID – building improvements
Other funds from the political subdivision and their use	$20,000 local funds – building improvements
New jobs	Nine (9)
New investment	$750,000
Minimum purchase Virginia-grown products	$476,160 or 3 million pounds of Virginia-grown apples
Projected impact on agricultural and forestal producers	This project will create a new high-profile market for Virginia-grown apples.
Timetable for project completion	2017-2019
Prevailing average wage in locality	$41,009/year
Average wage of project	$34,167/year
Status	Performance Agreement sent to the Authority for review.

Virginia Produce Company, Inc. (announced October 2017) Expansion by produce company	
Location	Carroll County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – building improvements • $95,000 TROF – building improvements • $40,000 EZ RPIG – building improvements • $26,400 VJIP – job training
Other funds from the political subdivision and their use	$100,000 local cash grant – building improvements
New jobs	Thirty-three (33)

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New investment	$650,000
Minimum purchase Virginia-grown products	$6.3 million of Virginia-grown produce
Projected impact on agricultural and forestal producers	This expansion creates a major new market for Virginia produce growers.
Timetable for project completion	2017 - 2020
Prevailing average wage in locality	$30,305/year
Average wage of project	$21,273/year
Status	Performance Agreement completed; funds released to the County. Performance period end Q3 FY 2021

Kappa Farms, LLC (announced October 2017) New aquaponics operation	
Location	Loudoun County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$40,000 AFID – building improvements
Other funds from the political subdivision and their use	• $50,000 Strategic Initiatives • $40,000 Loudoun County EDA cash grant – building improvements
New jobs	Twenty-one (21)
New investment	$865,000
Minimum purchase Virginia-grown products	$7.1 million of baby lettuces and leafy greens
Projected impact on agricultural and forestal producers	While an immediate impact to local producers is small, this project could begin a shift towards local produce buying that could benefit Virginia's agricultural producers in the future.
Timetable for project completion	2018 – 2020
Prevailing average wage in locality	$61,300/year
Average wage of project	$41,190/year
Status	Performance Agreement sent to the County for review

Chrysalis Vineyards, LLC (announced September 2017) Expansion by farm winery adding new cheese making and bakery facility	
Location	Loudoun County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$24,000 AFID – building improvements
Other funds from the political subdivision and their use	• $50,000 Strategic Initiatives • $24,000 Loudoun County EDA cash grant – building improvements
New jobs	Twelve (12)
New investment	$478,000
Minimum purchase Virginia-grown products	$547,000 or $1.7 million pounds of Virginia-grown milk and grain
Projected impact on agricultural and forestal producers	This high-profile project demonstrates the tie between Virginia-grown ingredients and products of exceptional quality to consumers.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$61,312/year
Average wage of project	$35,666/year

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Status	Performance Agreement sent to the County for review.

Ag Events Incorporated dba taStable Craft Brewery at Hermitage Hill Farms and Stables (announced August 2017) Expansion of craft brewery	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $15,000 AFID – building improvements • $8,000 VJIP – job training
Other funds from the political subdivision and their use	$15,000 in local cash grants – building improvements
New jobs	Ten (10) new jobs and three (3) FTEs
New investment	$500,000
Minimum purchase Virginia-grown products	$33,860 or 2,243 pounds of net new Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project expands a high-profile market for Virginia-grown hops, grain, honey and produce.
Timetable for project completion	2017 - 2020
Prevailing average wage in locality	$42,269/year
Average wage of project	$33,462/year
Status	Performance Agreement completed; funds released to the County. Performance period end Q2 FY 2021

Heritage Brewing Co. (announced August 2017) Relocation and expansion of existing craft brewery	
Location	City of Manassas
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$250,000 AFID – building improvements
Other funds from the political subdivision and their use	$750,000 in local cash grants – building improvements
New jobs	Eleven (11) new jobs and fifty-five (55) FTEs
New investment	$8.9 million
Minimum purchase Virginia-grown products	$235,300 or 169,390 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project expands a high-profile market for Virginia-grown hops, grain, honey and produce.
Timetable for project completion	2017 - 2020
Prevailing average wage in locality	$60,929/year
Average wage of project	$32,167/year
Status	Performance Agreement completed. Performance period end Q2 FY 2021

Sly Clyde, LLC dba Sly Clyde Ciderworks (announced July 2017) New hard cider producer	
Location	City of Hampton
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$30,000 AFID – building improvements
Other funds from the political subdivision and their use	$70,000 Downtown Hampton & Phoebus Retail Incentive Program – building improvements

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New jobs	Three (3) new jobs and four (4) FTEs
New investment	$494,300
Minimum purchase Virginia-grown products	$157,235 or 12,095 bushels in new purchases of Virginia-grown apples
Projected impact on agricultural and forestal producers	This project will create a new high-profile market for Virginia-grown apples.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$45,014/year
Average wage of project	$28,486/year
Status	Performance Agreement completed; funds released to the City. Performance period end Q2 FY 2021

The status of the previously announced AFID projects is detailed below:

Ongoing AFID Facility Grant Projects

Red Sun Farms, LLC (Agricola El Rosal) - (announced January 2013) First U.S. location for major Mexican high-technology, climate controlled greenhouses operation	
Location	Pulaski County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID site improvements • $350,000 Commonwealth's Opportunity Fund Grant (COF) – secure business location or expansion • $113,600 VJIP – job training • $200,000 Enterprise Zone Real Property Investment Grant – property improvements • $38,400 Enterprise Zone Job Creation Grants – incentivize jobs
Other funds from the political subdivision and their use	$2,000,000 in donated land – 100 acres valued at $20,000 per acre – site acquisition
New jobs	One hundred-forty-two (142)
New investment	$21 million
Minimum purchase Virginia-grown products	$17.9 million or 13.5 million pounds of tomatoes grown at facility
Projected impact on agricultural and forestal producers	The presence of such a large producer of tomatoes and peppers will attract packaging, shipping and related companies that will benefit from this agriculture industry in the region and state.
Timetable for project completion	2013 – 2018
Prevailing average wage in locality	$34,758/year
Average wage of project	$26,583/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $23,295,862.48 New jobs - 100 VA-grown products - $19,328,511.80 Performance period ended Q4 FY 2017. Waiting for Year 3/final report to close-out project.

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Franklin Lumber, LLC (announced June 2013) New pine sawmill facility in the former Franklin IP plant	
Location	Isle of Wight County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $150,000 AFID – construction and installation costs • $71,000 VJIP – job training • $260,000 Enterprise Zone Job Creation Grants – job creation
Other funds from the political subdivision and their use	• $74,900 – Local Enterprise Zone 25% machinery & tools discount – any lawful purpose • $10,000 – Local Enterprise Zone jobs grant – incentivize job creation • $91,000 – Local Economic Development Incentive Grant – any lawful purpose
New jobs	Seventy-one (71)
New investment	$14.8 million
Minimum purchase Virginia-grown products	$11.5 million or 580,000 tons of Virginia-grown logs
Projected impact on agricultural and forestal producers	This project will have a significant positive impact on loggers and forest landowners in an area hard hit by the closure of the IP facility.
Timetable for project completion	2013 – 2018
Prevailing average wage in locality	$38,523/year
Average wage of project	$42,500/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $4,642,861.58 New jobs - 64 VA-grown products - 401,253 tons of logs Performance period ends Q2 FY 2019

Virginia Produce Company, Inc. (announced September 2013) Expansion/relocation of produce grading, packing and distribution company	
Location	Carroll County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $200,000 AFID – building improvements • $20,000 VJIP – job training • $20,000 Enterprise Zone Job Creation Grants – incentivize job creation • $100,000 Enterprise Zone Real Property Improvement Grant – property improvements • $200,000 TROF – new jobs and investment
Other funds from the political subdivision and their use	• $1,056,500 – Reduced price sale of county owned building • $28,613 – Local Enterprise Zone benefits – any lawful purposes • $23,718 – Machinery and Tools Rebate – any lawful purposes • $13,090 – Local Economic Development grant - any lawful purposes • $40,000 – Local cash grant – any lawful purposes
New jobs	Twenty-five (25) new jobs and fifty (50) FTEs
New investment	$2.5 million
Minimum purchase Virginia-grown products	$12 million of Virginia-grown produce

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Projected impact on agricultural and forestal producers	This project will have ~~a significant positive impact on the~~ current and prospective produce growers in the region – both through increased sales of current crops and opportunities for new crops.
Timetable for project completion	2013 – 2014
Prevailing average wage in locality	$27,109/year
Average wage of project	$19,261/year
Status	Performance Agreement completed; funds released to County. Attainment to Date: Capital investment - $2,324,953.68 New jobs – 25 New Jobs and 52 FTEs VA-grown products - $10,319,849.66 Performance period has been extended to March 31, 2018 at request of locality.

Trout River Dry Kiln, LLC (announced March 2014) New hardwood dry kiln facility	
Location	Nottoway County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – site improvements • $36,000 VJIP – job training
Other funds from the political subdivision and their use	$115,720 in donated land in the Crewe industrial park – 5.26 acres valued at $22,000 per acre – site acquisition
New jobs	Forty (40)
New investment	$5.5 million
Minimum purchase Virginia-grown products	$30.6 million of Virginia lumber
Projected impact on agricultural and forestal producers	This project creates a major new demand for Virginia hardwood, providing new market opportunities for sawmills, loggers and landowners.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$31,828 /year
Average wage of project	$24,856/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $5,471,500 New jobs – 40 VA-grown products - $15,832,884 Performance period has been extended to September 30, 2018 at request of locality.

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Bloomaker USA, Inc. (announced June 2014) Expansion of flower producer	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – natural gas line extension • $8,000 VJIP – job training
Other funds from the political subdivision and their use	$58,000 local cash grant – natural gas line and employee training
New jobs	Eight (8) new jobs and ninety (90) FTEs
New investment	$2 million
Minimum purchase Virginia-grown products	$17.6 million in new plant sales
Projected impact on agricultural and forestal producers	In addition to supporting the greenhouse and nursery industry, this project provides important cold-weather employment for ag workers.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$39,183/year
Average wage of project	$20,800/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $2,000,000 New jobs – 21 new jobs and 75 FTEs VA-grown products - $1,958,206 Performance period has been extended to October 1, 2018 at request of locality.

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Independence Lumber, Inc. (announced August 2014) Reconstruction of sawmill at existing lumber operation	
Location	Grayson County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – reconstruction and building improvements • $20,000 VJIP – job training • $150,000 TROF – new jobs and investment
Other funds from the political subdivision and their use	$175,000 Grayson County Performance Grant (cash reimbursement of taxes over a five year period)
New jobs	Twenty-five (25)
New investment	$5.1 million
Minimum purchase Virginia-grown products	$18 million or 60 metric board feet (mbf) in timber purchases
Projected impact on agricultural and forestal producers	This project provides a new market to area loggers and forest land owners.
Timetable for project completion	2014 – 2015
Prevailing average wage in locality	$26,882/year
Average wage of project	$31,200/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $15,145,905 New jobs - 65 VA-grown products $19,723,968 Performance period ends Q4 FY 2020

Black Hops Farm, LLC (announced December 2014) New hops production and processing facility	
Location	Loudoun County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$40,000 AFID – construction
Other funds from the political subdivision and their use	• $39,700 local cash grant • $300 permit fee waiver
New jobs	Eleven (11) part-time and seasonal employees
New investment	$911,500
Minimum purchase Virginia-grown products	$21,500 or 2,150 pounds of Virginia hops
Projected impact on agricultural and forestal producers	This project will revolutionize hops production in Virginia by making commercial scale production economically viable.
Timetable for project completion	2015 – 2017
Prevailing average wage in locality	$59,921/year
Average wage of project	$13,009/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $635,003.81 New jobs – 3 full-time, 4 part-time, 6 seasonal part-time positions Virginia-grown products – 2,000 pounds Performance period ends Q3 FY 2018

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Copper Fox Distillery, LLC (announced December 2014) New production facility for craft distiller	
Location	City of Williamsburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building renovations • $19,600 VJIP – job training
Other funds from the political subdivision and their use	$204,000 – reduced priced sales of City-owned site and repair work done to site
New jobs	Twenty-five (25) new jobs and three (3) FTEs
New investment	$2 million
Minimum purchase Virginia-grown products	$457,710 or 1,087 tons of Virginia grain
Projected impact on agricultural and forestal producers	This project creates a new market for specialty grain producers and highlights the role of Virginia agriculture products in craft spirits.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$34,843/year
Average wage of project	$28,214/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $1,250,000 New jobs – 6 new jobs and 3 FTEs VA-grown products - $50,000 Performance period ends Q3 FY 2019

Seven Hills Food, LLC (announced December 2014) Major new independent meat processing facility	
Location	City of Lynchburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building renovations • $34,400 VJIP – job training • $30,300 Enterprise Zone Job Creation Grant – project equity • $100,000 Enterprise Zone Real Property Improvement – project equity
Other funds from the political subdivision and their use	• $250,000 Lynchburg Economic Development Authority Strategic Initiatives Grant – building upgrades • $25,000 Local Enterprise Zone Redevelopment Program – building upgrades
New jobs	Forty-three (43)
New investment	$2.9 million
Minimum purchase Virginia-grown products	$14.5 million or 12,000 cattle and hogs
Projected impact on agricultural and forestal producers	This project creates a major new market for independent Virginia producers of finished cattle and hogs.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$40,831/year
Average wage of project	$31,256/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $3,050,000 New jobs - 26 VA-grown products - $3,020,628 Performance period ends Q3 FY 2021

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Big Trouble, LLC dba Big Trouble Malting and Spirits (announced March 2015) New malting facility and craft distillery	
Location	City of Petersburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building renovations • $60,000 Enterprise Zone Real Property Improvement Grant – property improvements
Other funds from the political subdivision and their use	• $5,000 Façade Grant • $2,500 Architectural Grant • $8,000 Permit Waiver Fee • $5,000 Tap Free reduction • $5,000 Water Sewer Connection Fee reduction • $12,500 Machinery and Tools tax reduction • $14,000 Real Estate Tax abatement
New jobs	Six (6) new jobs and two (2) FTEs
New investment	$810,000
Minimum purchase Virginia-grown products	$1.4 million or 40,000 bushels of Virginia grain and fruit
Projected impact on agricultural and forestal producers	This project creates a new market for specialty grain producers and highlights the role of Virginia agriculture products in craft beverages.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$38,898/year
Average wage of project	$37,440/year
Status	Performance Agreement completed; funds released to City. Attainment to Date: Capital investment - $800,000 New jobs - 0 VA-grown products - $0 Performance period has been extended to September 30, 2019 at request of locality.

Route 11 Potato Chips, LLC (announced March 2015) Expansion of specialty potato chip production facility	
Location	Shenandoah County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – construction
Other funds from the political subdivision and their use	$50,000 – partial rebate of local machinery and tools and real estate taxes over four years
New jobs	Thirteen (13)
New investment	$1.2 million
Minimum purchase Virginia-grown products	$586,000 or 1,585,000 pounds of Virginia potatoes and sweet potatoes
Projected impact on agricultural and forestal producers	This project creates an important new market for sweet potato producers and farmers diversifying into the chipping potato production.
Timetable for project completion	2015 – 2017
Prevailing average wage in locality	$32,050/year
Average wage of project	$36,005/year
Status	Performance Agreement completed; funds released to the County.

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	Attainment to Date: Capital investment - $1,200,000 New jobs - 10 VA-grown products - $322,854 Performance period ends Q3 FY 2019

Shenandoah Growers, Inc. (announced April 2015) Expansion of innovative greenhouse potted and fresh herb producer	
Location	Rockingham County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – construction • $9,750 VJIP – job training
Other funds from the political subdivision and their use	$100,000 local cash grant – any lawful purposes
New jobs	Fifteen (15)
New investment	$8.7 million
Minimum purchase Virginia-grown products	$14,880,000 in new sales of organic herbs
Projected impact on agricultural and forestal producers	In addition to the company's own technologically driven expansion, they also buy herbs from area farmers to supplement supply.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$39,168/year
Average wage of project	$20,800/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment – $10,464,094 New jobs – 9 Virginia-grown products – $1,095,550 Performance period ends Q4 FY 2018

Andros Foods North America, d.b.a. Bowman Andros Foods (announced April 2015) Expansion of major fruit processing and packaging facility	
Location	Shenandoah County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – building improvements • $400,000 COF – secure business location or expansion • $600,000 Virginia Investment Partnership grant – investment • $80,000 VJIP – job training • $480,000 Port of Virginia Economic Development Grant – assist with expansion of operation
Other funds from the political subdivision and their use	$500,000 local cash grant – any lawful purposes
New jobs	One-hundred and sixty (160)
New investment	$73 million
Minimum purchase Virginia-grown products	$12.7 million or 126.9 million pounds of Virginia apples
Projected impact on agricultural and forestal producers	This project supports and grows the company's major purchases of Virginia apples, supporting an industry under pressure.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$32,050/year
Average wage of project	$27,581/year

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Status	Performance Agreement completed; funds released to the County. Capital investment – $13,388,000 New jobs – 56 Virginia-grown products – $1,095,550 Performance period ends Q2 FY 2019

Kelly Turkeys USA, LLC (announced April 2015) New high-end turkey production and processing operation	
Location	Albemarle County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$29,000 AFID – building improvements
Other funds from the political subdivision and their use	$29,000 local cash grant – building improvements
New jobs	One (1) new jobs and five (5) FTEs
New investment	$1.4 million
Minimum purchase Virginia-grown products	$3.1 million or 17,500 turkeys
Projected impact on agricultural and forestal producers	This project showcases the Commonwealth as a source of high-quality, premium turkeys and supports Virginia's poultry production infrastructure.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$49,480/year
Average wage of project	$40,479/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment – $2,000,000 New jobs – 4.37 FTEs Virginia-grown products – $650,000 Performance period ends Q1 FY 2019

Ewes Guys, LLC dba Twenty Paces (announced April 2015) New farmstead sheep and goat's milk cheese production operation	
Location	Albemarle County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$11,000 AFID – building improvements
Other funds from the political subdivision and their use	$11,000 local cash grant – any lawful purposes
New jobs	Five (5) and one (1) FTE
New investment	$321,000
Minimum purchase Virginia-grown products	$903,430 or 37,760 gallons of sheep and goat milk
Projected impact on agricultural and forestal producers	The high-quality, authentic farmstead cheese company bolsters the Commonwealth's reputation as the center for artisanal food production.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$49,482/year
Average wage of project	$33,773/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $321,000

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	New jobs – .75 FTEs VA-grown products – $90,972 Performance period ends Q1 FY 2019

Old House Vineyards, LLC dba Old House Distillery (announced May 2015) New craft distillery	
Location	Culpeper County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$20,000 AFID – building renovations
Other funds from the political subdivision and their use	$20,000 local cash grant – equipment purchases
New jobs	Three (3) FTEs
New investment	$229,000
Minimum purchase Virginia-grown products	$101,500 of Virginia grapes, grain, and honey
Projected impact on agricultural and forestal producers	This project creates a new market for a variety of Virginia-grown products and will offer new distillation service to Virginia winemakers.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$38,073/year
Average wage of project	$22,107/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment – $150,418.58 New jobs – 2.5 FTE VA-grown products – $185,708.90 Performance period ends Q1 FY 2019

Ironclad Distillery, Inc. (announced July 2015) New small-batch bourbon distillery	
Location	City of Newport News
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$12,000 AFID – building renovation
Other funds from the political subdivision and their use	$12,000 local cash grant – any lawful purposes
New jobs	Eight (8) FTEs
New investment	$100,000
Minimum purchase Virginia-grown products	$126,000 or 675,000 pounds of Virginia-grown corn, wheat and rye
Projected impact on agricultural and forestal producers	This project creates a new market for specialty grain producers and highlights the role of Virginia agriculture products in craft spirits.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$48,667/year
Average wage of project	$31,595/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $154,869 New jobs - 3 FTEs VA-grown products - $25,828 Performance period ends Q2 FY 2019

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Hardywood Park Craft Brewery, LLC (announced July 2015) New production facility for existing Virginia craft brewery	
Location	Goochland County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building and site improvements • $500,000 COF – building and site improvements • $400,000 VIP – any lawful purpose • $56,000 VJIP – job training
Other funds from the political subdivision and their use	$500,000 awarded to rebate 50% of the Company's Machinery and Tools and Tangible Personal Property taxes through the County, and other payments – any lawful purpose
New jobs	Fifty-six (56)
New investment	$24.3 million
Minimum purchase Virginia-grown products	$1.4 million in Virginia agricultural products
Projected impact on agricultural and forestal producers	This new facility will significantly increase the use of Virginia-grown specialty crops in Virginia craft beers, building the role Virginia agriculture will play in fast-growing craft brewing industry.
Timetable for project completion	2016 – 2020
Prevailing average wage in locality	$79,793/year
Average wage of project	$51,000/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q2 FY 2021

Virginia Poultry Growers Cooperative, Inc. (announced July 2015) Expansion of turkey production and processing cooperative	
Location	Rockingham County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building improvements • $500,000 Virginia Investment Partnership Grant – any lawful purposes • $50,000 VJIP – job training
Other funds from the political subdivision and their use	$250,000 local cash grant – any lawful purpose
New jobs	Six (6)
New investment	$61.9 million
Minimum purchase Virginia-grown products	$9.1 million or 15.5 million pounds of net new Virginia-grown turkey
Projected impact on agricultural and forestal producers	Expansion of this facility ensures a prominent role of turkey production in Virginia and support dozens of new poultry houses.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$39,757/year
Average wage of project	$27,290/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

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WDC Greenhouse, LLC dba BrightFarms, Inc. (announced October 2015) New leaf lettuce and tomato production greenhouse	
Location	Culpeper County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$75,000 AFID – construction
Other funds from the political subdivision and their use	$75,000 local cash grant – any lawful purpose
New jobs	Twenty-four (24)
New investment	$7.3 million
Minimum purchase Virginia-grown products	$10.7 million or 750,000 cases of baby lettuce and basil, and 30,000 cases of tomatoes
Projected impact on agricultural and forestal producers	While an immediate impact to local producers is small, this project could begin a shift towards local produce buying by major national retailers that could benefit Virginia's agricultural producers in the future.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$38,073/year
Average wage of project	$35,948/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $7,348,678 New jobs - 7 VA-grown products - $4,343,079.98 Performance period ends Q3 FY 2019

Shawnee Canning Company, Inc. (announced January 2016) Expansion of family-owned fruit co-packer	
Location	Frederick County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$7,500 AFID – building improvements
Other funds from the political subdivision and their use	$7,500 local cash grant – any lawful purposes
New jobs	Five (5)
New investment	$499,500
Minimum purchase Virginia-grown products	$57,000 or 312,000 pounds in net new purchases of Virginia-grown apples and peaches
Projected impact on agricultural and forestal producers	This project grows the market for Virginia fruit producers and farm stands benefiting from the company's private label co-packing operation.
Timetable for project completion	2015 – 2017
Prevailing average wage in locality	$39,836/year
Average wage of project	$32,829/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $427,807.01 New jobs - 5 VA-grown products - $25,431.44 Performance period ends Q3 FY 2019

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Monroe Bay Vineyard, LLC (announced February 2016) Expansion of Virginia farm winery	
Location	Westmoreland County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$30,000 AFID – building construction
Other funds from the political subdivision and their use	$30,000 – any lawful purpose
New jobs	Seven (7) FTEs
New investment	$385,632
Minimum purchase Virginia-grown products	$29,899 or 35.3 tons of Virginia-grown fruit
Projected impact on agricultural and forestal producers	This project expands the market for Virginia apple and grape producers.
Timetable for project completion	2016 – 2020
Prevailing average wage in locality	$28,916/year
Average wage of project	$34,507/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $144,850 New jobs - .7 FTEs VA-grown products - $17,822.60 Performance period ends Q1 FY 2021

Blue Bee Cider, LLC (announced February 2016) Relocation and expansion of urban cidery	
Location	City of Richmond
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• 50,000 AFID – building improvements • $100,000 Enterprise Zone Real Property Investment Grant – building improvements
Other funds from the political subdivision and their use	$50,000 Local Enterprise Zone benefits and real estate tax rebates – building improvements
New jobs	Four (4) FTEs
New investment	$1.1 million
Minimum purchase Virginia-grown products	$257,700 or 21,821 bushels of Virginia-grown apples and berries
Projected impact on agricultural and forestal producers	This project creates an expanded market for Virginia producers of specialty hard cider apple varieties.
Timetable for project completion	2016 – 2019
Prevailing average wage in locality	$57,011/year
Average wage of project	$30,710/year
Status	Performance Agreement completed; funds released to the City. Attainment to Date: Capital investment - $1,241,482 New jobs – 4 FTEs VA-grown products - $88,312 Performance period ends Q4 FY 2025

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Slick Rock Lumber, LLC (announced March 2016) New sawmill	
Location	Halifax County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $12,000 AFID – building and site improvements • $9,750 VJIP – job training
Other funds from the political subdivision and their use	$12,000 – site improvements
New jobs	Thirteen (13)
New investment	$535,000
Minimum purchase Virginia-grown products	$5.1 million or 14.6 mbf of Virginia-grown timber
Projected impact on agricultural and forestal producers	This project expands the market for Virginia hardwoods and non-pine species of softwoods.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$33,758/year
Average wage of project	$27,200/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2020

Springfield 1842, LLC (announced March 2016) New craft distillery	
Location	Halifax County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $10,000 AFID – building renovations • $3,750 VJIP – job training
Other funds from the political subdivision and their use	$10,000 local cash grant – any lawful purpose
New jobs	Five (5) FTEs
New investment	$160,000
Minimum purchase Virginia-grown products	$15,156 or 148,176 pounds of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project provides a new market for high-value, Virginia-grown grain and further integrates Virginia agriculture into a fast growing craft distilling industry.
Timetable for project completion	2015 – 2018
Prevailing average wage in locality	$33,758/year
Average wage of project	$25,792/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $173,000 New jobs – 0 VA-grown products - $5,200 Performance period ends Q1 FY 2020

Woodgrain Millwork, Inc. (announced April 2016) Expansion of door and window frame manufacturer	
Location	Smyth County
Grant amount committed from AFID Other funds committed by the Commonwealth	• $100,000 AFID – building improvements • $13,300 VJIP – job training

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How these funds will be used	• $75,000 TROF – building improvements • $29,000 Enterprise Zone Job Creation Grant – incentivize job creation
Other funds from the political subdivision and their use	$100,000 local cash grant – any lawful purpose
New jobs	Seventeen (17)
New investment	$1.9 million
Minimum purchase Virginia-grown products	$4.7 million or 9.2 mbf of Virginia-grown white pine and other species
Projected impact on agricultural and forestal producers	This project expands the market for Virginia-grown white pine and other species.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$34,341/year
Average wage of project	$29,195/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $550,000 New jobs – 3 VA-grown products - $1,592,985 Performance period ends Q1 FY 2026

Performance Livestock and Feed Company, Inc. (announced June 2016)
New location of NC-based feed producer

Location	Henry County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $100,000 AFID – building improvements • $25,600 VJIP – job training • $170,000 TROF – building improvements • $67,500 Enterprise Zone Job Creation Grant – any lawful purpose • $70,000 Enterprise Zone Real Property Investment Grant – any lawful purpose • $345,000 Rail Industrial Access Grant – rail improvement
Other funds from the political subdivision and their use	• $170,000 Local Grant for Rail Assistance – rail improvements • $102,253 Henry County Local Enterprise Zone Incentives – any lawful purpose
New jobs	Thirty-two (32)
New investment	$4.2 million
Minimum purchase Virginia-grown products	$11 million or 115,145 tons of Virginia-grown grains and non-traditional feed ingredients
Projected impact on agricultural and forestal producers	This project will create a robust new market for traditional and non-traditional Virginia-grown feed ingredients; large new feed producer will benefit from livestock producers in feed deficient state.
Timetable for project completion	2016 – 2019
Prevailing average wage in locality	$30,195/year
Average wage of project	$26,000/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $3,500,000

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	New jobs – 8 VA-grown products - $802,500 Performance period ends Q4 FY 2027

KO Distilling (announced August 2016) Expansion of craft distillery	
Location	City of Manassas
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$25,000 AFID – building improvements
Other funds from the political subdivision and their use	$25,000 local cash grant – building improvements
New jobs	Three (3) new jobs and three (3) FTEs
New investment	$675,000
Minimum purchase Virginia-grown products	$63,750 or 300 tons of Virginia-grown corn, wheat and rye
Projected impact on agricultural and forestal producers	This project will create a new, high-profile market for Virginia producers of high-quality grain.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$59,543/year
Average wage of project	$28,266/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q2 FY 2020

Speyside Bourbon Cooperage (announced August 2016) Location of new stave mill	
Location	Bath County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$250,000 AFID – site improvements and construction $22,500 Virginia Job Investment Program (VJIP) – training and recruitment
Other funds from the political subdivision and their use	$370,000 in donated land – 47 acres valued at $10,000 per acre – site acquisition
New jobs	Thirty (30)
New investment	$5.5 million
Minimum purchase Virginia-grown products	$11.2 million or 8 million log feet of Virginia white oak
Projected impact on agricultural and forestal producers	New forestry purchases will support Virginia forestland owners and forestry businesses.
Timetable for project completion	2017 – 2018
Prevailing average wage in locality	$35,562/year
Average wage of project	$28,662/year
Status	Performance Agreement completed; funds released to the County. Attainment to Date: Capital investment - $1,220,000 New jobs - 3 VA-grown products - $634,500 Performance period ends Q2 FY 2020

North Lock LLC, dba Port City Brewing Company (announced August 2016) Expansion of craft brewery	
Location	City of Alexandria

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Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$250,000 AFID – building improvements
Other funds from the political subdivision and their use	• $155,000 local cash grant – any lawful purpose • $95,000 in-kind – transportation improvements
New jobs	Fourteen (14) new jobs and 7.4 FTEs
New investment	$2.7 million
Minimum purchase Virginia-grown products	$41,042 or 115,110 pounds of Virginia-grown wheat and oysters
Projected impact on agricultural and forestal producers	This project will expand a high-profile market for Virginia wheat and oyster producers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$71,795/year
Average wage of project	$37,500/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q2 FY 2020

Salatin & Cloud LLC., dba T&E Meats (announced September 2016) Expansion of meat co-packer	
Location	City of Harrisonburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant – building improvements
New jobs	Seven (7)
New investment	$642,464
Minimum purchase Virginia-grown products	$1.2 million or 902,068 pounds of Virginia-grown meat
Projected impact on agricultural and forestal producers	This project will expand a critical new meat processing capacity for Virginia livestock producers.
Timetable for project completion	2016-2018
Prevailing average wage in locality	$35,420/year
Average wage of project	$33,509/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q3 FY 2020

Burton Brewing, LLC dba Strangeways Brewing (announced September 2016) New location of existing craft brewery	
Location	City of Fredericksburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$150,000 AFID – building improvements
Other funds from the political subdivision and their use	$150,000 local cash grant – any lawful purpose
New jobs	Twelve (12) new jobs and fifteen (15) FTEs
New investment	$2.5 million
Minimum purchase Virginia-grown products	$33,482 or 12,160 pounds of net new purchases of Virginia-grown hops, pumpkins, honey, fruits, and vegetables
Projected impact on agricultural and forestal producers	This project will create a high-profile market for Virginia-grown specialty crops.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$41,396/year

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Average wage of project	$37,407/year
Status	Performance Agreement completed; funds released to the City. Performance period ends Q2 FY 2020

River Ridge Land and Cattle Company, LLC (announced October 2016) New meat processing facility	
Location	Grayson County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $8,800 VJIP – job training • $45,000 Tobacco Region Opportunity Fund (TROF) - building improvements • $26,100 Enterprise Zone Job Grant- any lawful purpose • $100,000 Enterprise Zone Real Property Investment Grant – any lawful purpose
Other funds from the political subdivision and their use	$70,000 Grayson County Performance Grant – site acquisition
New jobs	Eleven (11)
New investment	$2.1 million
Minimum purchase Virginia-grown products	$4 million or 1.5 million pounds of Virginia-grown beef and pork
Projected impact on agricultural and forestal producers	This project will create a critical new meat processing capacity for Virginia livestock producers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$29,805/year
Average wage of project	$33,222/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Rock Wood Products of Dillwyn, Inc. (announced October 2016) Expansion and relocation of sawmill	
Location	Buckingham County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $150,000 AFID – building improvements • $9,600 VJIP – job training
Other funds from the political subdivision and their use	$150,000 local tax abatement – any lawful purpose
New jobs	Twelve (12)
New investment	$8.6 million
Minimum purchase Virginia-grown products	$3.6 million or 9.5 million board feet of Virginia-grown timber
Projected impact on agricultural and forestal producers	This project will preserve and expand an important market for Virginia forestland owners.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$34,948/year
Average wage of project	$37,275/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Coyote Hole Ciderworks (announced November 2016) Location of hard cider production and agri-tourism facility

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Location	Louisa County
Grant amount committed from AFID How these funds will be used	$20,000 AFID – site improvements, construction
Other funds from the political subdivision and their use	$20,000 local cash grant – any lawful purpose
New jobs	Six (6)
New investment	$775,000
Minimum purchase Virginia-grown products	$346,416 or 1,149,120 pounds of apples and other fruit
Projected impact on agricultural and forestal producers	This project will create new agricultural purchases that will support Virginia growers.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$48,342/year
Average wage of project	$35,333/year
	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Blue Ridge Aquaculture, Inc. (announced December 2016)
Expansion of aquaculture operation

Location	Henry County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $25,000 TROF – building improvements • $100,000 Enterprise Zone Real Property Improvement Grant – building improvements
Other funds from the political subdivision and their use	• $8,784 – Henry Co. Real Property Enterprise Zone grant • $93,024 – Henry Co. M&T Enterprise Zone grant
New jobs	Five (5)
New investment	$3.2 million
Minimum purchase Virginia-grown products	$900,642 or 5,400 tons of Virginia-grown corn
Projected impact on agricultural and forestal producers	This project will create new local market for area corn producers.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$31,489/year
Average wage of project	$39,184/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Black Narrows Brewing Company (announced January 2017)
New craft brewery

Location	Accomack County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$11,000 AFID – building improvements
Other funds from the political subdivision and their use	$11,000 of local Enterprise Zone– any lawful purpose
New jobs	Five (5)
New investment	$360,000
Minimum purchase Virginia-grown products	$42,590 or 4,270 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project will create a new high-profile market for Virginia-grown hops, oysters, fruit and honey.

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Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$26,215
Average wage of project	$27,000
Status	Performance Agreement completed; funds released to the County. Performance period ends Q3 FY 2020

Bad Wolf Public House (announced February 2017) New craft brewery	
Location	City of Manassas
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$10,000 AFID – building improvements
Other funds from the political subdivision and their use	$10,000 local cash grant – building improvement
New jobs	Two (2)
New investment	$207,475
Minimum purchase Virginia-grown products	$21,945 or 1,695 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project will create a new high-profile market for Virginia-grown hops, honey, pumpkins and raspberries.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$59,908
Average wage of project	$22,880
Status	Performance Agreement completed; funds released to the City. Performance period ends Q4 FY 2020

Filibuster Distillery LLC (announced February 2017) Expansion of craft distillery	
Location	Shenandoah County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$30,000 AFID – building improvement
Other funds from the political subdivision and their use	$30,000 local cash grant – building improvements
New jobs	Eight (8)
New investment	$795,000
Minimum purchase Virginia-grown products	$263,250 or 1.6 million pounds of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project will create a new, high-profile market for Virginia producers of high-quality grain.
Timetable for project completion	2016 – 2019
Prevailing average wage in locality	$32,835/year
Average wage of project	$28,500/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q4 FY 2020

Shamrock Foods Company dba Shamrock Farms (announced March 2017) Expansion of state-of-the-art dairy manufacturing facility producing extended shelf life (ESL) products	
Location	Augusta County
Grant amount committed from AFID Other funds committed by the Commonwealth	• $400,000 AFID – building improvements

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How these funds will be used	• $400,000 Virginia Investment Partnership (VIP) – any lawful purpose • $58,500 Virginia Jobs Investment Program (VJIP) – job training
Other funds from the political subdivision and their use	$458,500 in local cash grant over five years – any lawful purpose
New jobs	Seventy-eight (78)
New investment	$44 million
Minimum purchase Virginia-grown products	$24 million or 15 million gallons of Virginia-produced milk
Projected impact on agricultural and forestal producers	This project will create a major new market for Virginia milk producers.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$41,964/year
Average wage of project	$45,760/year
Status	Performance Agreement completed; funds released to the County. Performance period end Q4 FY 2020

Ragged Mountain Farm, LLC dba Ragged Branch Distillery (announced April 2017) Expansion of craft distillery	
Location	Albemarle County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$17,000 AFID – building improvements
Other funds from the political subdivision and their use	$17,000 local cash grant – building improvements
New jobs	Four (4)
New investment	$225,000
Minimum purchase Virginia-grown products	$9,047 or 80,927 pounds of Virginia-grown grain
Projected impact on agricultural and forestal producers	This project will create new, high-profile market for Virginia-grown grain.
Timetable for project completion	2016 – 2018
Prevailing average wage in locality	$50,587/year
Average wage of project	$39,000/year
Status	Performance Agreement sent to the County for signatures.

Parkway Brewing Company (announced May 2017) Expansion of craft brewery	
Location	City of Salem
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $150,000 AFID – building improvements • $4,800 Virginia Jobs Investment Program – job training
Other funds from the political subdivision and their use	$150,000 local cash grant – building improvements
New jobs	Six (6) new jobs and seven (7) FTEs
New investment	$750,000
Minimum purchase Virginia-grown products	$20,500 or 7,300 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project will expand a high-profile market for Virginia-grown hops, wheat, honey and fruits.
Timetable for project completion	2017 – 2019

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Prevailing average wage in locality	$47,272/year
Average annual wage of project	$17,845/year (New jobs: $22,000, FTEs: $14,285)
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2021

Lickinghole Creek Craft Brewery LLC (announced May 2017) Major expansion by craft brewery	
Location	Goochland County
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $250,000 AFID – building improvements • $16,800 VJIP – job training
Other funds from the political subdivision and their use	$250,000 in local cash grants – building improvements
New jobs	Thirty-six (36)
New investment	$12.1 million
Minimum purchase Virginia-grown products	$449,334 or 189,525 pounds of Virginia-grown ingredients
Projected impact on agricultural and forestal producers	This project expands a high-profile market for Virginia-grown hops, grain, honey and produce.
Timetable for project completion	2017 – 2020
Prevailing average wage in locality	$86,918/year
Average wage of project	$34,281/year
Status	Performance Agreement completed; funds released to the County. Performance period ends Q1 FY 2021

Lickinghole Creek Craft Brewery (announced May 2017) Expansion of brewery to City of Lynchburg	
Location	City of Lynchburg
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	• $50,000 AFID – building improvements • $7,200 VJIP –job training • $15,200 EZ Job Creation Grant – building improvements • $100,000 EZ Real Property Improvement Grant – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant
New jobs	Twenty-eight (28)
New investment	$2.6 million
Minimum purchase Virginia-grown products	$102,444 or 48,231 pounds of Virginia-grown hops, grain and other produce
Projected impact on agricultural and forestal producers	This project will create a new local market for area hops, grain and fruit and vegetable producers.
Timetable for project completion	2017 – 2018
Prevailing average wage in locality	$35,750/year
Average wage of project	$33,556/year
Status	In August, VDACS was notified that the company was not able to lease the building space in Lynchburg, and decided not to accept the AFID funds awarded to the City of Lynchburg for this project. This project will be removed from future reports.

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Three Notch'd Brewing Company (announced June 2017) Expansion of craft brewery	
Location	City of Charlottesville
Grant amount committed from AFID Other funds committed by the Commonwealth How these funds will be used	$50,000 AFID – building improvements
Other funds from the political subdivision and their use	$50,000 local cash grant – building improvements
New jobs	Eight (8) new jobs and one (1) FTE
New investment	$2.9 million
Minimum purchase Virginia-grown products	$175,616 or 124,405 pounds of Virginia-grown hops, wheat, honey
Projected impact on agricultural and forestal producers	This project expands a high-profile market for Virginia-grown hops, honey, wheat and produce.
Timetable for project completion	2017 – 2019
Prevailing average wage in locality	$51,920
Average wage of project	$77,444
Status	Performance Agreement completed; funds released to the City. Performance period end Q1 FY 2021

AFID Planning Grant Program

The AFID Planning Grant program was established to encourage localities to think strategically about how they can better support and integrate agriculture and forestry into their community's overall economic development efforts. AFID Planning Grant applications are accepted on a rolling basis, allowing applicants to work with the AFID Fund Coordinator to refine their project and submit stronger applications.

Since the inception of the AFID Planning Grant, $770,597 has been awarded to 38 projects, directly impacting 59 unique localities. Of these funded projects, thirty (30) have successfully completed activities.

During the first half of the FY 2018, Governor McAuliffe announced two (2) AFID Planning Grant awards totaling $75,947, covering eight (8) localities. A summary of these projects are listed below:

Project Title: Regional Food Port Feasibility Study

Applicant: Fauquier County (in cooperation with Loudoun County)

Amount Requested $35,000

Summary: Fauquier and Loudon Counties will evaluate the feasibility of a regional food port. The port could act as a commercial-scale food distribution center where individual farms, cooperatives and local food hubs aggregate product supply for efficient storage, processing, and preparation for urban markets. With this study, the counties will be able to identify opportunities for increased agricultural production and to target infrastructure investments for economic growth. In addition, results of the study will be shared statewide to encourage more farms and local food hubs to participate as suppliers of the food port.

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Project Title: Clarke County Cost of Community Services Study

Applicant: Clarke County

Amount Requested: $5,947

Summary: Clarke County will undertake an effort to study the cost of community services of differing land uses in the county. The project will compute the ratio of expenditures-to-revenues for the different land use categories (i.e. agriculture, residential, commercial, industrial, etc.), study the county's conservation easements, and show how existing land uses affect the county budget. Results can be used to support continued investment in agricultural and forestland conservation as a benefit to taxpayers, the environment, and the community.

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EXHIBIT 34

Export to Excel

Credit Comparable Analysis

Edit Peers Customize Field

ummary vs History vs Peers Issuer Ratings (CRPR)

vs History vs Peers

Metrics Current History Change Low Range High History

Valuation Multiples

Market Metrics

Credit Ratios

Edit Panel Expand Panel

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EXHIBIT 35

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FRED Graph Observations
Federal Reserve Economic Data
Link: https://fred.stlouisfed.org
Help: https://fred.stlouisfed.org/help-faq
Economic Research Division
Federal Reserve Bank of St. Louis

BAMLH0A2HYBEY ICE BofAML US High Yield B Effective Yield, Percent, Daily, Not Seasonally Adjusted

Frequency: Daily, Close

observation_date	BAMLH0A2HYBEY
2017-01-03	6.00
2017-01-04	5.89
2017-01-05	5.84
2017-01-06	5.83
2017-01-09	5.84
2017-01-10	5.85
2017-01-11	5.86
2017-01-12	5.88
2017-01-13	5.84
2017-01-16	5.81
2017-01-17	5.81
2017-01-18	5.82
2017-01-19	5.88
2017-01-20	5.90
2017-01-23	5.93
2017-01-24	5.90
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2017-01-27	5.79
2017-01-30	5.84
2017-01-31	5.88
2017-02-01	5.86
2017-02-02	5.83
2017-02-03	5.78
2017-02-06	5.76
2017-02-07	5.76
2017-02-08	5.79
2017-02-09	5.81
2017-02-10	5.80
2017-02-13	5.78
2017-02-14	5.75
2017-02-15	5.76
2017-02-16	5.76
2017-02-17	5.77
2017-02-20	5.77
2017-02-21	5.70
2017-02-22	5.66
2017-02-23	5.63
2017-02-24	5.62
2017-02-27	5.60
2017-02-28	5.60

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2017-03-01	5.53
2017-03-02	5.54
2017-03-03	5.58
2017-03-06	5.65
2017-03-07	5.75
2017-03-08	5.86
2017-03-09	6.00
2017-03-10	5.97
2017-03-13	6.03
2017-03-14	6.14
2017-03-15	6.01
2017-03-16	5.87
2017-03-17	5.87
2017-03-20	5.91
2017-03-21	5.96
2017-03-22	6.04
2017-03-23	6.00
2017-03-24	5.96
2017-03-27	6.00
2017-03-28	5.91
2017-03-29	5.80
2017-03-30	5.72
2017-03-31	5.88
2017-04-03	5.89
2017-04-04	5.90
2017-04-05	5.80
2017-04-06	5.82
2017-04-07	5.79
2017-04-10	5.78
2017-04-11	5.81
2017-04-12	5.83
2017-04-13	5.85
2017-04-14	#N/A
2017-04-17	5.84
2017-04-18	5.84
2017-04-19	5.79
2017-04-20	5.79
2017-04-21	5.77
2017-04-24	5.68
2017-04-25	5.64
2017-04-26	5.63
2017-04-27	5.61
2017-04-28	5.58
2017-04-30	5.65
2017-05-01	5.67
2017-05-02	5.68
2017-05-03	5.68
2017-05-04	5.77
2017-05-05	5.80
2017-05-08	5.77
2017-05-09	5.74
2017-05-10	5.72

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2017-05-11	5.72
2017-05-12	5.71
2017-05-15	5.64
2017-05-16	5.63
2017-05-17	5.66
2017-05-18	5.70
2017-05-19	5.62
2017-05-22	5.57
2017-05-23	5.55
2017-05-24	5.53
2017-05-25	5.50
2017-05-26	5.53
2017-05-29	5.52
2017-05-30	5.48
2017-05-31	5.53
2017-06-01	5.51
2017-06-02	5.46
2017-06-05	5.47
2017-06-06	5.49
2017-06-07	5.53
2017-06-08	5.61
2017-06-09	5.59
2017-06-12	5.58
2017-06-13	5.54
2017-06-14	5.51
2017-06-15	5.57
2017-06-16	5.60
2017-06-19	5.59
2017-06-20	5.63
2017-06-21	5.73
2017-06-22	5.74
2017-06-23	5.72
2017-06-26	5.70
2017-06-27	5.68
2017-06-28	5.68
2017-06-29	5.71
2017-06-30	5.73
2017-07-03	5.72
2017-07-04	5.72
2017-07-05	5.71
2017-07-06	5.78
2017-07-07	5.86
2017-07-10	5.85
2017-07-11	5.86
2017-07-12	5.77
2017-07-13	5.74
2017-07-14	5.65
2017-07-17	5.60
2017-07-18	5.58
2017-07-19	5.52
2017-07-20	5.47
2017-07-21	5.46

2017-07-24	5.50
2017-07-25	5.48
2017-07-26	5.43
2017-07-27	5.42
2017-07-28	5.45
2017-07-31	5.47
2017-08-01	5.45
2017-08-02	5.44
2017-08-03	5.44
2017-08-04	5.47
2017-08-07	5.46
2017-08-08	5.49
2017-08-09	5.64
2017-08-10	5.73
2017-08-11	5.80
2017-08-14	5.70
2017-08-15	5.72
2017-08-16	5.69
2017-08-17	5.73
2017-08-18	5.78
2017-08-21	5.80
2017-08-22	5.76
2017-08-23	5.75
2017-08-24	5.72
2017-08-25	5.69
2017-08-28	5.65
2017-08-29	5.66
2017-08-30	5.63
2017-08-31	5.59
2017-09-01	5.62
2017-09-04	5.61
2017-09-05	5.63
2017-09-06	5.59
2017-09-07	5.58
2017-09-08	5.62
2017-09-11	5.62
2017-09-12	5.62
2017-09-13	5.59
2017-09-14	5.57
2017-09-15	5.57
2017-09-18	5.56
2017-09-19	5.54
2017-09-20	5.53
2017-09-21	5.54
2017-09-22	5.55
2017-09-25	5.53
2017-09-26	5.50
2017-09-27	5.52
2017-09-28	5.49
2017-09-29	5.50
2017-09-30	5.54
2017-10-02	5.53

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2017-10-03	5.53
2017-10-04	5.52
2017-10-05	5.52
2017-10-06	5.52
2017-10-09	5.51
2017-10-10	5.50
2017-10-11	5.50
2017-10-12	5.54
2017-10-13	5.51
2017-10-16	5.49
2017-10-17	5.46
2017-10-18	5.45
2017-10-19	5.44
2017-10-20	5.44
2017-10-23	5.39
2017-10-24	5.39
2017-10-25	5.44
2017-10-26	5.46
2017-10-27	5.44
2017-10-30	5.43
2017-10-31	5.49
2017-11-01	5.47
2017-11-02	5.50
2017-11-03	5.49
2017-11-06	5.52
2017-11-07	5.54
2017-11-08	5.67
2017-11-09	5.83
2017-11-10	5.87
2017-11-13	5.90
2017-11-14	5.97
2017-11-15	6.06
2017-11-16	5.88
2017-11-17	5.85
2017-11-20	5.82
2017-11-21	5.79
2017-11-22	5.76
2017-11-23	5.76
2017-11-24	5.75
2017-11-27	5.72
2017-11-28	5.75
2017-11-29	5.73
2017-11-30	5.84
2017-12-01	5.83
2017-12-04	5.81
2017-12-05	5.80
2017-12-06	5.82
2017-12-07	5.85
2017-12-08	5.86
2017-12-11	5.83
2017-12-12	5.82
2017-12-13	5.82

2017-12-14	5.82
2017-12-15	5.85
2017-12-18	5.86
2017-12-19	5.88
2017-12-20	5.90
2017-12-21	5.88
2017-12-22	5.88
2017-12-25	#N/A
2017-12-26	5.88
2017-12-27	5.84
2017-12-28	5.82
2017-12-29	5.82
2017-12-31	5.90

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EXHIBIT 36

loan amount	guarantee rate	market/discount rate (benchmark)	r	lump sum	n	accumulation factor	annual fee	annual fee %
4250000	0.010	**0.057**	0.946	42500.000	**15.000**	9.905	4290.547	**0.001010**

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EXHIBIT 37

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DIRECCIÓN DE COMERCIO EXTERIOR
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App	Status	Year	Contact Name	Tax Credit Recipient
AF 023	Final	2017	Chip Wertz	Waste Management of Oregon
AF 035	Final	2017	Joseph Lu	J Lu Properties, LLC
AF 040	Final	2017	Tim Kasch	MAEME Rentals, Inc
AF 045	Final	2017	Chris Fleming	Blue Star Gas - Coast Co
AF 049	Final	2017	David Walker	Clean Energy dba Clean Energy Corp.
AF 050	Final	2017	Mark Epling	Washington County Support Services
AF 053	Final	2017	Tim Miller	Casey Condominiums Owners' Association (HOA)
AF 054	Final	2017	Mark Fazio	Bill Naito Company
CB 20	Final	2017	Alejandra Gonzales	Karuna Properties II LLC
CB 22	Final	2017	Rob Roy	IronHorse Lodge 1 LLC
CC 30	Final	2017	Bill Duerden, PE	City of Redmond Municipal Airport
CC 31	Final	2017	Phil Scrima	South Lane School District 45J3
CC 32	In PT	2017	Eric Winn	Multnomah County Oregon
CC 52	Final	2017	Raegan Aasted	Quality Inn & Suites
CI 15	Final	2017	Wendy Smith	Bright Wood Corporation
CI 18	Final	2017	Danny Grady	City of Portland Bureau of Transportation
CI 25	Final	2017	Don Zea	Indoor Billboard NW
CI 26	Final	2017	Nate Pozzesi	SnoTemp Cold Storage
CI 27	Final	2017	Patrick Cox	City of Eugene/City Engineer
CI 29	Final	2017	Skyler Mlasko	Northwest Hardwoods, Inc
CI 33	Final	2017	James Louderman	Pacific Foods
CI 34	Final	2017	Mike Baker	Marvin Lumber and Cedar/Marvin Wood Products
CS 1107	Final	2017	Ronald Quiring	Ronald Quiring
CS 1117	Final	2017	Charley Miller/Adelbert, LLC	The Miller Lumber Company
CS 1132	Final	2017	Chris Fromhart	Stone Bridge Homes NW LLC
CS 1133	Final	2017	Chris Fromhart	Stone Bridge Homes NW LLC
CS 1134	Final	2017	Chris Fromhart	Stone Bridge Homes NW LLC
CS 1135	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1136	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1137	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1138	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1139	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1143	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1144	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1145	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1146	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1147	Final	2017	Don Braden	Don Braden
CS 1151	Final	2017	Louis Kurth	Helen Kurth
CS 1153	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1157	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1159	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1162	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1163	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1164	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1166	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1174	Final	2017	William J. Kirkham	Kings Corner, LLC
CS 1175	Final	2017	Paul Fuller	Sweet Creek Foods LLC
CS 1178	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1180	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1181	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1182	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC

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CS 1183	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1184	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1186	Final	2017	Michael Liu/Kent Nack	Michael Liu
CS 1188	Final	2017	Michael Liu	Michael Liu
CS 1189	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1190	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1191	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1194	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1195	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1198	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1199	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1205	Final	2017	Eddie Wilson	EIWACO LP
CS 1208	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1209	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1210	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1211	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1212	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1216	Final	2017	Jonathan Nagar	Jonathan Nagar
CS 1222	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1224	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1225	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1226	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1228	In PT	2017	Wayne Nutsch	Nutsch Aviation
CS 1229	Final	2017	Damon Kenyon	Peso Investments, LLC
CS 1230	Final	2017	Damon Kenyon	Peso Investments, LLC
CS 1231	Final	2017	Damon Kenyon	Peso Investments, LLC
CS 1232	Final	2017	Damon Kenyon	Peso Investments, LLC
CS 1233	Final	2017	Damon Kenyon	Peso Investments, LLC
CS 1234	Final	2017	Damon Kenyon	Peso Investments, LLC
CS 1235	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1237	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1238	Final	2017	Fred J Gabriel	Fred J Gabriel
CS 1240	Final	2017	Conan Doherty	The Doherty Group LLC
CS 1241	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1242	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1243	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1244	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1251	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1253	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1254	Final	2017	Jay Sherrerd	EL Smith Building LLC
CS 1258	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1259	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1267	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1268	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1269	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1270	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1271	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1272	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1273	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1274	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1275	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1276	Final	2017	Jenifer Lewis	Everett Custom Homes Inc

CS 1277	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1278	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1279	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1280	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1284	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1285	Final	2017	Heidi Hacker	Factory Expo Home Centers
CS 1286	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1288	Final	2017	Farhad Ghafarzade	Green Drop Garage
CS 1289	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1290	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1291	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1292	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1297	Final	2017	Nancy Bantsari	Nancy Bantsari
CS 1299	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1300	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1301	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1303	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1304	Final	2017	Shannon Sbarra	Volcano Veggies LLC
CS 1307	Final	2017	Gary Leyth	Harprop Inc
CS 1308	Final	2017	Gary Leyth	Englewood Terrace Apartments
CS 1311	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1313	Final	2017	Jodie Scholz	Howard Paul Grabhorn 2015 Trust et al
CS 1315	Final	2017	Beverly Carrlson	Beverly Carrlson
CS 1316	Final	2017	Shea Gilligan	Sandra K. Gilligan
CS 1318	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1319	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1320	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1321	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1323	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1330	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1331	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1332	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1333	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1334	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1336	Final	2017	Peter Cummings	River Fun LLC
CS 1337	Final	2017	Glen Hart	Sol-Sisters Inc
CS 1338	Final	2017	Glen Hart	Sol-Sisters Inc
CS 1339	Final	2017	Glen Hart	Sol-Sisters Inc
CS 1342	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1343	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1344	Final	2017	Andrew Piriak	Wireless Applications Consulting Inc
CS 1345	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1346	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1347	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1348	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1349	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1352	Final	2017	Rodney Sullivan	Rodney Sullivan
CS 1354	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1359	Final	2017	Terry Silbernagel	Park Avenue Rental LLC
CS 1360	Final	2017	Richard Feltz	Valley Tel Service Inc
CS 1361	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1362	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC

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CS 1364	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1365	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1366	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1368	Final	2017	Linda McMichael	Linda McMichael
CS 1370	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1371	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1372	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1373	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1374	Final	2017	Gavin Radigan	Radigan Remodeling
CS 1378	Final	2017	Brandi Erskine	Brandi Erskine
CS 1383	Final	2017	Paul Kerley	Snow & Kerley Properties LLC
CS 1385	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1386	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1387	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1392	Final	2017	Barb McClure	JR Zukin Corp
CS 1393	Final	2017	Barb McClure	JR Zukin Corp
CS 1394	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1395	Final	2017	Karen Suthard	Karen Suthard
CS 1398	Final	2017	Norbert Volny	VVI LLC
CS 1400	Final	2017	Milford Mills	First Cabin Investments LLC
CS 1401	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1403	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1406	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1407	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1410	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1418	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1420	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1421	Final	2017	George Mikkola	George Mikkola
CS 1422	Final	2017	Carl Vander Zanden	Carl Vander Zanden
CS 1426	Final	2017	Leonard McMichael	Yamasa Corp USA
CS 1427	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1428	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1434	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1436	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1437	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1438	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1439	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1440	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1441	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1442	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1443	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1445	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1446	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1448	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1450	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1453	Final	2017	Geoff Johnson	Martini Partnership
CS 1454	Final	2017	Jeffrey McKie	Jeffrey A & Susan L McKie
CS 1457	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1458	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1460	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1463	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1464	Final	2017	Jim Bechtel	Jim Bechtel

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CS 1465	Final	2017	Amanda Larson	Amanda Larson
CS 1466	Final	2017	John Becker	Harts Nursery of Jefferson Inc
CS 1467	Final	2017	John Becker	Sol-Sisters Inc
CS 1469	Final	2017	Roger Wylie	RT Property Investments
CS 1470	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1471	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1475	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1476	Final	2017	Dave and Lorrie Amaya	Compassion Adult Foster
CS 1477	Final	2017	Nick Klein	13275 SW Second LLC
CS 1478	Final	2017	Nick Klein	Kunke I LLC and Grovenor Drive LLC
CS 1479	Final	2017	Bradley Heintz	Bradley Heintz
CS 1481	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1482	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1483	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1484	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1485	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1486	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1487	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1488	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1489	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1490	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1492	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1504	Final	2017	Dale Monroe	Dale Franklin Monroe
CS 1505	Final	2017	Tanya Wheeler	Tanya M Wheeler
CS 1507	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1509	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1511	Final	2017	Robert Galbreth	Interstate Apartments LLC
CS 1512	Final	2017	Paul Kerley	Snow & Kerley Properties
CS 1513	Final	2017	Kenneth Bates	Kennith & Suzanne Bates
CS 1515	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1516	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1517	Final	2017	Melissa Waldman	David Edwards
CS 1520	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1522	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1523	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1524	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1525	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1526	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1527	Final	2017	Virginia McMichael	Virginia McMichael
CS 1528	Final	2017	Warren Bednarz	River Grove Office Park
CS 1529	Final	2017	Warren Bednarz	Bar Industries
CS 1530	Final	2017	Paul Kerley	Kerley Five Properties LLC
CS 1531	Final	2017	Paul Kerley	Kerley Five Properties LLC
CS 1532	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1535	Final	2017	Debra Bates	Debra Bates
CS 1536	Final	2017	Lester Margosian	Lester Margosian
CS 1537	Final	2017	Robert N Magid	NW Rehearsal Studios
CS 1538	Final	2017	Brad Dixon	Brad Dixon
CS 1539	Final	2017	Brad Dixon	Brad Dixon
CS 1542	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1544	Final	2017	Vivienne Gilson	Vivienne Gilson
CS 1545	Final	2017	Alan Slater	Slatercom-WCD

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CS 1546	Final	2017	Paul Kerley	Snow & Kerley Properties
CS 1547	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1548	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1549	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1550	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1551	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1552	Final	2017	Paul Miller	5G Properties
CS 1553	Final	2017	Paul Miller	5G Properties
CS 1554	Final	2017	Bob Graham	Shirley May's Restaurant
CS 1555	Final	2017	Mikehail Ganchenko	Mikehail Ganchenko
CS 1556	Final	2017	Pamela Jo Snodgrass	P&D Nursery Inc
CS 1559	Final	2017	Greg Larson	Greg Larson
CS 1560	Final	2017	John O'Leary	John O'Leary
CS 1561	Final	2017	Julie Johnson	Julie Johnson
CS 1564	Final	2017	David Reed	Masterpiece Fitness
CS 1568	Final	2017	Patrick Pardo	Mary A Pardo
CS 1569	Final	2017	Dick Paay	Dick Paay
CS 1571	Final	2017	Irene Konopasek	Irene & John Konopasek
CS 1572	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1574	Final	2017	Jane Manning	Jane Manning
CS 1575	Final	2017	Veronica Cardenas	Battlecreek LLC
CS 1576	Final	2017	Veronica Cardenas	Battlecreek LLC
CS 1577	Final	2017	Tom Merchant	Battlecreek LLC
CS 1578	Final	2017	Tom Merchant	Battlecreek LLC
CS 1579	Final	2017	Tom Merchant	Battlecreek LLC
CS 1580	Final	2017	Dale Mammen	Rendezvous RV Resort
CS 1582	Final	2017	Randy Druba	Harry's Bait Tackle & Manufacturing
CS 1583	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1584	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1585	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1586	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1587	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1588	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1589	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1590	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1591	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1593	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1596	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1597	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1599	Final	2017	Dan Blevins	Laura's Investments
CS 1600	Final	2017	Marge Obersinner	David Obersinner
CS 1601	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1602	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1606	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1607	Final	2017	Leonard McMichael	Leonard McMichael
CS 1608	Final	2017	Frank Thieme	Robert Duggins
CS 1609	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1610	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1611	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1612	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1613	Final	2017	James Baglien	St Martin The Merciful Orthodox Church, Inc.
CS 1614	Final	2017	Katie Poole-Hussa	Ross & Neola Sicilia

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CS 1615	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1616	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1617	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1618	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1620	Final	2017	Jenifer Lewis	Everett Custom Homes Inc
CS 1621	Final	2017	Bill Stapleton	June M Stapleton
CS 1622	Final	2017	Carl Vander Zanden	Carl Vander Zanden
CS 1624	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1625	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1626	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1627	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1628	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1629	Final	2017	Gerald McCubbins	Gerald B McCubbins
CS 1632	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1633	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1635	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1637	Final	2017	Russ Smith	Smith & Goldsmith Inc
CS 1642	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1644	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1647	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1648	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1651	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1654	Final	2017	Jordan Sparks	Marietta Bluff LLC
CS 1656	Final	2017	Tammy Loewen	OTL Properties
CS 1658	Final	2017	Tammy Loewen	OTL Properties
CS 1659	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1660	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1662	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1668	Final	2017	Tom Mason	291 Stadium LLC
CS 1670	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1672	Final	2017	Larry Dolezal	Empire Car Wash Inc
CS 1673	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1674	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1676	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1677	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1681	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1682	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1683	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1684	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1685	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1686	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1687	Final	2017	Vickie Hyndman	ANDA Properties LLC
CS 1689	Final	2017	Bryce Thornton	Stafford Homes & Land LLC
CS 1692	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1693	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1694	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1696	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1697	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1698	Final	2017	Guy Glennie	Guy Glennie
CS 1699	Final	2018	Kevin Mannix	Kevin L Mannix PC
CS 1700	Final	2017	Roxie Gregory	David M Gregory & Roxanne R Gregory Family Trust
CS 1701	Final	2017	Sandra Overton	Lake Ranch LLC

CS 1703	Final	2017	Elizabeth Eck	Elizabeth Eck
CS 1704	Final	2017	Josh Sargent	Cedar Crest Apartments
CS 1705	Final	2017	Jeremy Comisket	Stone Bridge Homes NW LLC
CS 1706	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1707	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1709	Final	2017	Jodie Scholz	Howard Paul Grabhorn 2015 Trust
CS 1710	Final	2017	Dan Gassman	Goz Enterprises
CS 1711	Final	2017	Michael Colwell	Country Oaks
CS 1712	Final	2017	Michael Colwell	Country Oaks
CS 1713	Final	2017	Michael Colwell	Country Oaks
CS 1714	Final	2017	Michael Colwell	Country Oaks
CS 1716	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1719	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1720	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1721	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1722	Final	2017	Jon Heuberger	Heuberger Investments LLC
CS 1723	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1724	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1725	Final	2017	Barb McClure	Meadow Outdoor Advertising
CS 1726	Final	2017	Mike Thomas	MA Thomas Properties LLC
CS 1727	Final	2017	Charles Fisher	Charles Fisher
CS 1730	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1735	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1736	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1738	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1742	In PT	2017	Dan Blevins	Laura's Investments
CS 1743	Final	2017	Chris Kaseberg	Wheatacres Ranch
CS 1752	Final	2017	Brian Diouvardi	QUE-D's LLC
CS 1754	In PT	2017	Marilyn Burkhardt	Burkhardt Gallery
CS 1758	Final	2017	Gloria Yonamine	Gloria Yonamine
CS 1760	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1763	Final	2017	Lucinda Kelly	Lucinda Kelly
CS 1764	Final	2017	Bob Repine	Bob Repine Investments
CS 1765	Final	2017	Bill McEuin	William D McEuin
CS 1766	Final	2017	Penny Bidwell	Salem Alliance Church
CS 1767	Final	2017	Emma Gilleland	Meadowlark Capital LLC
CS 1768	Final	2017	Tammy Pryce	Luckiamute Valley Charter Schools
CS 1771	Final	2017	Jeremy Comiskey	Stone Bridge Homes NW LLC
CS 1776	Final	2017	Frank Kline	Frank Kline
CS 1777	Final	2017	Jody Malloy	Sub-Zero Swirls
CS 1778	Final	2017	Jody Malloy	Newport Bay Candle
CS 1779	Final	2017	Jeff Stoll	Stoll Properties LTD, Partnership
CS 1781	Final	2017	Linda L Kinney	Linda L Kinney
CS 1807	Final	2017	Jayant Ingle	Jayant Ingle
CS 1808	Final	2017	Jessica Brown	Jayant Ingle
CS 1809	Final	2017	Jessica Brown	Jayant Ingle
CS 1811	Final	2017	William Mackie	Applied Physics Technologies Inc
CS 1818	Final	2017	Murray O'Neil	Murray O'Neil
CS 1819	Final	2017	Dan Knight	Donald and Patsy Knight Family Trust
CS 1820	Final	2017	Teresa Cornwell	Doty & Cornwell Properties LLC
CS 1821	Final	2017	Teresa Cornwell	Doty & Cornwell Properties LLC
CS 1822	Final	2017	Mike Sullivan	Vic's Bar & Grill

DIRECCIÓN DE COMERCIO EXTERIOR
Versión Pública:
Folio No. 6887

CS 1823	Final	2017	Julian Burroughs	Canyon Crest
CS 1833	Final	2017	Theodora Schrier	The Schrier Living Trust
CS 1834	Final	2017	Linda Yapp	Nye Beach Montessori
CS 1835	Final	2017	John Wydronek	John Wydronek
CS 1836	Final	2017	Irv Widmer	1615 LLC
CS 1837	Final	2017	Josh Sargent	Capitol Apts III LLC
CS 1838	Final	2017	Josh Sargent	Capitol Apts III LLC
CS 1839	Final	2017	Josh Sargent	Capitol Apts III LLC
CS 1840	Final	2017	Josh Sargent	Capitol Apts III LLC
CS 1841	Final	2017	Josh Sargent	Capitol Apts III LLC
CS 1842	Final	2017	Jessica Brown	Ross Khenlani
CS 1843	Final	2017	Melody Oxford	Robert Taylor
CS 1844	Final	2017	Melody Oxford	Robert Taylor
CS 1845	Final	2017	Melody Oxford	Robert Taylor
CS 1846	Final	2017	Michael Feves	Imperial Arms
CS 1848	Final	2017	Michael Feves	Imperial Arms
CS 1849	Final	2017	Michael Feves	Imperial Arms
CS 1850	Final	2017	Rebecca Cook	Englewood Terrace Apartments
CS 1851	Final	2017	Rebecca Cook	Englewood Terrace Apartments
CS 1852	Final	2017	Rebecca Cook	Englewood Terrace Apartments
CS 1853	Final	2017	Rebecca Cook	Englewood Terrace Apartments
CS 1854	Final	2017	Tracy Merriam	Tracy Merriam
CS 1855	Final	2017	Michael Colwell	Country Oaks
CS 1856	Final	2017	Michael Colwell	Country Oaks
CS 1857	Final	2017	Michael Colwell	Country Oaks
CT 13	Final	2017	Richard DeWolf	DeWolf Properties LLC
ED 17	In PT	2017	Chrissy Jarvis	Gaston Public Schools (Gaston Elementary)
ED 5	Final	2017	Dr Walt Hanline	Lowell School District #71 (Lundy Elementary)
ED 6	Final	2017	Dr Walt Hanline	Lowell School District #71 (Lowell Jr/Sr High School)
TF 11	Final	2017	Benjamin Miller	GloryBee Natural Sweetners Inc
TF 12	Final	2017	Steve Behrndt	City of Portland, Bureau of Environmental Services
TF 14	Final	2017	DayleAnn Nastasia	Ron Tonkin Chevrolet
TF 15	Final	2017	Kirk Foster	Wapato Shores Inc
TF 16	Final	2017	Jesse Courtney	Douglas Parking LLC
TF 17	Final	2017	Tim McClain	Willamette Valley Transport Inc
TF 2	Final	2017	Tim Kasch	Gresham Sanitary Service, Inc
TF 3	Final	2017	Bill Massar	Waste Management of Oregon, Inc
TF 5	Final	2017	Timothy McClain	Willamette Valley Transport Inc
TF 8	Final	2017	Jonathan Peterson	Republic Services of Clackamas and Washington Counties
TF 9	Final	2017	Jonathan Peterson	Republic Services of Lake Oswego

DIRECCIÓN DE COMERCIO EXTERIOR
Versión Pública:
Folio No. 6888

El progreso es de todos | Mincomercio

SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES 6889

Bogotá D.C., 16 de Agosto de 2019 No. Radicación entrada: 1-2019-022726

2-2019-024149

Doctor

GABRIEL IBARRA PARDO

Apoderado Especial

mcastiblanco@ibarra.legal

FEDEBIOCOMBUSTIBLES

Calle 98 No. 9A - 41, oficina 309, Edificio AB Proyectos

BOGOTA CUNDINAMARCA

Asunto: Respuesta a escrito No. 1-2019-022726 del 29 de julio de 2019

Respetado doctor Ibarra:

A través del escrito del asunto, se refirió al requerimiento a Murex que realizó la Autoridad Investigadora a través de la comunicación 2-2019-021408 del 23 de julio de 2019, con el fin de solicitar a la mencionada compañía "los soportes contables (debidamente certificados por el revisor fiscal o contador equivalente)" de lo siguiente:

- Compras de alcohol carburante de Murex en 2017 y sus ventas a Colombia en el mismo año.
- Funcionamiento y el monto de las comisiones pactadas entre Murex y sus proveedores.
- Productores de etanol y de Murex, en relación con las compras de maíz por parte de los productores de etanol, las compras de etanol por parte de Murex a los productores y las ventas de etanol de Murex a Colombia que se relacionen en los cuadros dispuestos por la Autoridad Investigadora.

Sobre lo anterior, se considera que lo solicitado el 23 de julio de 2019 a Murex es una prueba de oficio que procede por iniciativa de la Autoridad Investigadora, por lo cual debe mantenerse el requerimiento realizado sin peticiones adicionales. De lo contrario, al acceder a una solicitud que surge por iniciativa d peticionario de la investigación, cambiaría la naturaleza de la prueba decretada en cuanto a lc requerimientos adicionales, entendiéndose los mismos como una prueba a petición de parte interesada.

Ahora bien, en su escrito sostuvo que presentaba la solicitud de los soportes contables "en aras de garantizar que la información requerida cuente con el debido sustento", sin embargo, en el requerimient a Murex la Autoridad Investigadora precisamente solicitó soportes documentales como facturas y contratos, por considerar que estas pruebas resultarían útiles, necesarias y eficaces para esclarecer aspectos como la compra del maíz para fabricar alcohol carburante, la venta del alcohol carburante por parte del productor a Murex, y finalmente, la venta de dicho alcohol carburante a Colombia.

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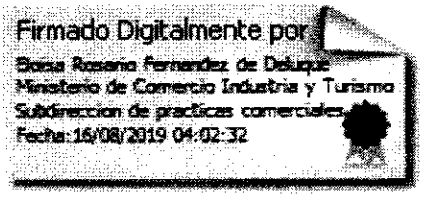
SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES

Cordialmente,



ELOISA ROSARIO FERNANDEZ DE DELUQUE
SUBDIRECTORA DE PRACTICAS COMERCIALES

Folios: 1
Anexos: 0

Anexo:

Copia Int: LUCIANO CHAPARRO BARRERA — PROFESIONAL ESPECIALIZADO
SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES

Copia Int: HADER ANDRES GONZALEZ MOSQUERA - CONT — PROFESIONAL UNIVERSITARIO
SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES

Elaboró: HADER ANDRES GONZALEZ MOSQUERA - CONT

Revisó: ELOISA ROSARIO FERNANDEZ DE DELUQUE

POSSE HERRERA RUIZ

VERSIÓN PÚBLICA

6890

Doctora

ELOISA FERNÁNDEZ DE DELUQUE

Subdirectora de Prácticas Comerciales

Ministerio de Comercio, Industria y Turismo.

Ciudad

MinCIT
1-2019-024757 ANE:857 FOL:1
2019-08-20 04:16:50 PM
TRA:CORRESPONDENCIA INFORMATIVA
SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES

REFERENCIA: Respuesta a requerimiento No. 2-2019-021408 del 23 de julio de 2019 de la Subdirección de Prácticas Comerciales.
EXPEDIENTE: SB-249-01-01.

Respetada doctora Eloisa,

JUAN DAVID BARBOSA MARIÑO, mayor de edad, con domicilio en la ciudad de Bogotá, identificado con cédula de ciudadanía No. 79.984.338 de la ciudad mencionada y Tarjeta Profesional No. 138.153 del Consejo Superior de la Judicatura, actuando en calidad de apoderado especial de **MUREX LLC** ("Murex") como consta en el poder que se encuentra en el expediente público, me permito adjuntar respuesta de la empresa, en cuanto a la solicitud de información requerido por parte de la Subdirección de Prácticas Comerciales, bajo radicado No. 2-2019-021408 del 23 de julio de 2019.

Las notificaciones relacionadas con la investigación de la referencia las recibiré en la Carrera 7 No. 71-52 Torre A, Oficina 706, de la ciudad de Bogotá D.C.

De la Señora Subdirectora de Prácticas Comerciales, atentamente,

Juan David Barbosa Mariño
C.C. 79.984.338 de Bogotá

SPC 21 Agosto 8:50am.

858

VERSIÓN PÚBLICA

6891

MINISTERIO DE COMERCIO, INDUSTRIA Y TURISMO

DIRECCIÓN DE COMERCIO EXTERIOR
SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES

INVESTIGACIÓN POR SUBVENCIONES

RESPUESTA A SOLICITUD DE INFORMACIÓN MUREX

PRODUCTO: Alcohol carburante (etanol) originario de los Estados Unidos de América, clasificado por la subpartida arancelaria 2207.20.00.00

Enviar formulario diligenciado a:
Ministerio de Comercio, Industria y Turismo
Subdirección de Prácticas Comerciales
Calle 28 13A-15, Piso 16°
Correos electrónicos: lchaparro@mincit.gov.co;
ccubillos@mincit.gov.co
Bogotá D.C.
Colombia, Sur América

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1. Compras de alcohol carburante (etanol) por parte de Murex LLC durante 2017

Adjuntar copia de los siguientes soportes documentales de las compras de alcohol carburante (etanol) por parte de Murex LLC, para exportar a Colombia que cumplen los estándares establecidos en la legislación colombiana en 2017:

- **Dado que en la respuesta a cuestionarios sólo se aportaron los netbak, anexe para cada mes del año 2017 y para cada proveedor las 10 primeras facturas de compra que sean representativas en volumen de acuerdo a la relación presentada con la respuesta a cuestionarios.**

Respuesta:

Para el etanol, el 'netback' es el documento más cercano a una factura e incluye el 100% del etanol comprado durante un mes determinado. Murex también tiene [ ] con las plantas de etanol que comercializa, por lo que estos netbacks también representan el 100% de las ventas de etanol de esas compañías.

En términos de proceso, los contratos de venta individuales se negocian y ejecutan entre Murex y un representante designado de la planta de etanol, generalmente el gerente de riesgo de productos básicos de la planta. A medida que el volumen se envía con base en esos contratos, los conocimientos de embarque (BOL) se crean como parte de la documentación de envío. Estos BOL generan pagos semanales por parte de Murex a la planta de etanol con base en los precios contractuales (neto de cualquier flete y comisión aplicables). Al final del mes o en algún otro momento en el futuro, estos pagos semanales pueden ser ajustados en caso de que los precios y volúmenes finales sean diferentes a los precios y volúmenes provisionales utilizados para realizar los pagos semanales.

Cada envío o conjunto de envíos se comercializa con un número de referencia. También hay campos que muestran el tipo de venta, el cliente, la fecha de envío, el destino, el volumen en galones, el precio en USD por galón, los ingresos brutos del envío, cargos de flete de base, recargo por combustible, cargos de la terminal, gastos de seguro, comisión, el precio neto y el precio neto por galón. El total de los precios netos para la semana se suman y se muestran en la esquina superior derecha del detalle semanal. Estos valores se transfieren a las facturas resumidas de netback proporcionadas al MINCIT en el Anexo 1 de la respuesta al cuestionario inicial y reflejan la cantidad pagada por Murex a esa planta por esa semana.

Algunas veces el precio en el detalle semanal es provisional y el precio final se basa en un índice (a menudo Platts) y debe ser ajustado después de que se haya cerrado la ventana de precios. Estos ajustes se muestran en las nivelaciones de fin de mes y pueden ser positivos o negativos. El conjunto de los ajustes se muestra en la misma esquina superior derecha que los netbacks semanales y se traslada a las hojas de resumen para el pago igual que antes.

Tal y como se indicó en la respuesta al cuestionario inicial y otros documentos presentados ante MINCIT durante el período probatorio, todas las exportaciones de etanol de Murex a Colombia durante 2017 fueron producidas por [ ]. Por lo tanto, Murex proporciona (i) el contrato marco de etanol con [ ] en el Anexo 2, los contratos individuales de compra y (ii) las facturas de sus compras de etanol a [ ], exportado a Colombia en el año 2017 en el Anexo 1.

- **Contratos 2017**

Respuesta:

Todos los contratos de compra de etanol entre Murex y la planta de producción [ ] en 2017 con entrega en los tanques de exportación de Murex se proporcionan en el Anexo 1. También se incluyen [ ] porque ese volumen se utilizó para los envíos de etanol en enero de 2017 a Colombia.

- **Para cada contrato indicar las facturas de compra asociadas a cada una.**

Respuesta:

En el Anexo 1 Murex proporciona cada contrato y los netbacks asociados para sus compras de etanol. Cada contrato doméstico de compra de etanol contiene seis (6) elementos clave: calidad, cantidad, plazo, punto de entrega (incluido el INCOTERM aplicable), precio y condiciones de pago. Estos elementos se usan para formular una línea de netback y una nivelación de fin de mes en el caso de un contrato comercializado por Murex o una factura formal en el caso de una compra de un tercero.

- **Explicar cómo funcionan en la práctica las comisiones pactadas, cómo afectan al precio de compra de Murex LLC. y de igual manera explicar los cobros adicionales que se hacen a cada planta o proveedor en la compra. Ilustrar mediante un ejemplo.**

Respuesta:

Las tarifas de comisión se negocian completamente con los activos de producción individuales y se ejecutan a través de contratos de Compra y Venta de Etanol de varios años. Las tasas de comisión difieren según el activo. [

].

Murex proporciona los contratos de compra y venta de etanol entre sí mismo y la planta [ ] en [ ] ya que todos los envíos a Colombia en 2017 se obtuvieron de esa planta. Ver Anexo 1. Según esos contratos, Murex cobra a [

].

Para ilustrar cómo funcionan las comisiones con un ejemplo hipotético, si Murex descubre que una venta a una compañía por un camión (30,000 litros) de etanol entregado en Sacramento, California por $ 0,53 por litro produce un buen rendimiento, Murex llamaría y confirmaría la venta con el administrador de riesgos en [ ] y el acuerdo se materializaría en un contrato entre Murex y [ ]. Murex luego ejecutaría un contrato de venta adicional con el cliente. Para que el etanol llegue a Sacramento, el producto debería cargarse en un vagón de ferrocarril enviado a una terminal en Selby, California, y cargarse en un camión para la entrega final. También hay impuestos estatales que se agregan al precio de venta. El "precio de venta neto" sería el precio de venta de $0,53 por litro menos el flete del camión, menos los cargos de gastos de terminal / transbordo, menos el flete ferroviario, menos los impuestos. Murex luego deduciría [ ] de los ingresos restantes por su comisión y enviaría el resto a la cuenta bancaria de [ ].

- **Confirmar si Murex LLC compra el alcohol carburante (etanol) directamente a las plantas de [ ] o lo compra a [ ]**

Respuesta:

Sí, Murex compra etanol directamente de las plantas de producción en todos los casos de las empresas mencionadas.

- **Informar si [ ], cobran alguna comisión de intermediación por concepto de la comercialización y si ello ocurre cómo afecta al precio de compra.**

Respuesta:

Murex compra etanol directamente de la planta de producción y paga a la planta directamente. No se pagan comisiones de intermediación a las organizaciones matrices por los servicios de comercialización de etanol.

2. Ventas de etanos de Murex a Colombia

- **Anexe para cada mes del año 2017 y para cada proveedor las 10 primeras facturas de venta que sean representativas en volumen de acuerdo a la relación presentada con la respuesta a cuestionarios. Estas facturas corresponden a las exportaciones de alcohol carburante (etanol) por parte de Murex LLC a Colombia, que cumplen los estándares establecidos en la legislación colombiana en 2017.**

Respuesta:

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Murex proporciona la totalidad de sus contratos de venta de etanol para el año 2017 y las facturas asociadas con esos contratos de exportación a Colombia en el Anexo 3. Estas ventas representan el [ ] de todos los envíos de Estados Unidos a Colombia en 2017.

[

]

- **Además, explicar con un ejemplo cómo se determina un precio de exportación a Colombia, en términos FOB y CIF.**

Respuesta:

Durante los primeros 8 meses de 2017, los permisos de importación en Colombia fueron otorgados usualmente después de que el país esencialmente se quedó sin etanol producido en el país y la mezcla nacional fue reducida. Una vez otorgado, el destinatario de ese permiso buscaba en el mercado estadounidense un envío rápido de carga de etanol que cumpliera con las especificaciones de calidad de Colombia. [

]

Desde el punto de vista de los precios, el mercado de exportación en la Costa del Golfo de Estados Unidos es un mercado bien definido que cotiza con un precio superior al mercado de Chicago. La mayoría de las veces las ventas se basan en el índice de precios de Chicago Platts, que se puede negociar como un intercambio de venta libre para fines de cobertura. Diferentes grados tienen diferentes primas. Por ejemplo, un grado Perú (muy bajo nivel de agua) para Chicago podría venderse con una prima de +15 centavos por galón, o un grado Indio con mayor contenido de agua para Chicago +10 centavos por galón ese mismo día. En general, una menor cantidad de agua aumenta el precio porque le cuesta más a la planta producir ese etanol y, por lo tanto, los costos de adquisición para el exportador son más altos. Las diferencias de calidad en aldehídos, metanol, aceites fusel y otras impurezas en comparación con las especificaciones estándar de combustible de Estados Unidos también cambian el diferencial del índice de precios de Chicago.

Otros elementos que aumentan el precio son los requisitos GHG similares a los de Colombia y Europa. La mayoría de las plantas de Estados Unidos no pueden cumplir con esos parámetros GHG y las que sí pueden tienen mercados internos en California y Oregón que pagan una prima por esos puntajes de reducción GHG. Eso se suma a la escasez de etanol de baja intensidad de carbono y aumenta los costos de adquisición de los exportadores, lo que lleva a un mayor precio de venta de exportación.

Murex es extremadamente diligente en el rastreo de sus costos y en garantizar que las ventas se realicen con ganancias. Murex no tiene afiliación con las plantas para las que comercializa o compra

etanol y no recibe subsidios. Murex rastrea el precio de compra de netback de las plantas donde compra el etanol (en este caso [ ]) y agrega el transporte ferroviario a TX City más los cargos de terminal más los costos de transporte de inventario más los costos de carga de la embarcación más los costos de navegación del buque a un puerto en Colombia más una asignación por una cierta cantidad de tiempo de espera. Estos costos están incluidos en las facturas, ver Anexo 1.

3. Trazabilidad de las operaciones de compra y venta de etanol a Colombia.

Para lograr tener la trazabilidad completa de las operaciones desde la compra de la materia prima maíz para fabricar el alcohol carburante (etanol), la venta de alcohol carburante (etanol) por parte del productor a Murex LLC y le venta de esta último a Colombia, en necesario diligenciar los siguientes cuadros de tal manera que se reflejen las operaciones en forma completa:

Respuesta:

Murex no está afiliado a la planta de producción [ ] o a su matriz, [ ]. Murex tiene una relación de comercialización de etanol de tiempo atrás con [ ] y por lo tanto han tenido la amabilidad de proporcionar información sobre el costo de adquisición de maíz y datos operativos a pedido de Murex. Murex verificó estos datos a través de un auditor externo independiente, K-Coe Isom, y proporcionó su certificación al MINCIT. Ver el Anexo 4 con las compras de maíz de [ ] en el formulario de la tabla.

Para el diligenciamiento de las tablas, y considerando que en las facturas aparece en bushels, el factor de conversión utilizado para calcular las cantidades en kilogramos, fue la siguiente:

- Hay 56 libras en un bushel
- Hay 2.2046 libras por kilogramo
- Entonces, el factor de conversión utilizado fue: 1 bushel * 56/ 2.2046

Compras de maíz por parte de los productores de etanol

Materia Prima	Nombre Comercial	Nombre de la empresa proveedora	Origen del producto	Vinculación con la empresa proveedora	Número de factura de compra	Fecha de factura de compra	Cantidad de la factura en Kg	Valor de la factura (US $)	Costo de la compra (US $ per Kg)

Total:

En 2016, Colombia comenzó a aplicar su mezcla nacional con más vigor ya que las mezclas de etanol en la gasolina fueron un componente clave para que el país cumpliera sus objetivos de reducción de COP 21 GHG. Aun así, la demanda fue esporádica toda vez que el gobierno colombiano debía otorgar licencias de importación antes de que se pudiera comprar etanol estadounidense.

Estas licencias a menudo fueron otorgadas después de que el país se quedara sin etanol, de manera que los compradores hicieron compras urgentes para tratar de preservar la mezcla nacional.

Colombia también requiere una especificación de etanol desnaturalizada baja en agua que es difícil de vender en cualquier otro lugar que no sea Colombia. Murex compró etanol con bajo contenido de agua de la planta [ ].

El etanol de la planta de [ ] se compra en cantidades de trenes unitarios (96 a 110 vagones tanque completos). Los volúmenes por unidad de tren oscilaron entre [ ] metros cúbicos y los contratos de compra podrían ascender a [ ].

A partir de septiembre de 2017, los requisitos de GHG se hicieron aún más restrictivos para las ventas colombianas. La planta de producción [ ] es una de las plantas de producción GHG más bajas de Estados Unidos, y está registrada ante las autoridades de Colombia.

Compras de Etanol de Murex LLC de productores de etanol

Nombre de la empresa proveedora	Número de factura de compra	Fecha de factura de compra	Cantidad de la factura en kilogramos	Valor de la factura (US$)

Ver el Anexo 5 con la tabla de compras de etanol Murex. Las ventas a Colombia fueron esporádicas en 2017 y las necesidades de los compradores fueron casi siempre de envío rápido. De los casi 54 millones de kg de importaciones de etanol combustible en 2017, Murex vendió [ ] del volumen de sus compras de [ ].

Ventas de Etanol por parte de Murex a Colombia

Número de factura de venta	Fecha de factura de venta	Nombre comercial del producto	Cantidad de la factura en kilogramos	Valor de la factura (US$)	Nombre del cliente	Relación con el cliente	Término de venta	Término de pago	Precio FOB (US$ per Kg)

Ver Anexo 6 con las ventas de Murex a Colombia.

4. Compras de maíz para producir etanol que Murex finalmente exporta a Colombia

R65

- **Allegar para el año 2017 un listado con las compras de maíz, así como copia de las facturas de compra de maíz para producir el alcohol carburante (etanol) que finalmente se exporta a Colombia, por mes y proveedor.**

Respuesta:

Ver el Anexo 4 con el listado de las compras de maíz de [ ] durante 2017. Los contratos y las facturas de compras de maíz de [ ] se proporcionan en el Anexo 7.

Las 25 facturas aportadas fueron seleccionadas teniendo en cuenta que la planta liquida los contratos en un horario específico (generalmente cada dos días) porque tienen que pagar dentro de los 7 días posteriores a la entrega, de conformidad con las reglas de NGFA ("National Grain and Feed Association") que establece un máximo de 10 días. De esta forma, se presentan 2 facturas por mes.

Los contratos de compraventa están diseñados para permitir que el precio del maíz flote con el contrato de futuros de maíz CBOT hasta justo antes de la entrega. A medida que se acerca la entrega, el cliente y el proveedor acuerdan una fecha y hora para bloquear el precio de los futuros del maíz.

Los "pesos a gobernar" y los "grados a gobernar" son esenciales para una eventual disputa. En caso de que exista una discrepancia entre lo que el proveedor cree que entregó (ya sea en cantidad o calidad) y lo que el comprador cree que recibió. La mayoría de las veces el comprador requiere que sus pesos y grados gobiernen y por esto se diligencia con "Destino" en estas casillas.

Para mayor claridad sobre los contratos de compraventa, nos permitimos aclarar los siguientes términos:

- CBOT CH17: este es el código de futuros. C = maíz, H es el contrato de marzo y 17 es el año. Cada mes de negociación tiene un símbolo diferente (H=marzo, K=mayo, N=Julio, U=Septiembre, Z=diciembre)
- MARKET SCALE DISCOUNT-TIME OF DELIVERY: Descuento por cantidad – tiempo de entrega. Este espacio hace referencia a los descuentos que establece el receptor por la calidad del producto. Estos descuentos se toman a escala.
- Net 7. Pago realizado 7 días desde la entrega
- NATIONAL GRAIN AND FEED ASSN – ASSN nacional de granos y alimentos. La NGFA publica las reglas del comercio de granos, en la cual se cubren los términos y condiciones generales del comercio del maíz.
- WEIGHTS TO GOVERN – Pesos a gobernar. El peso de la báscula de [ ] determina la cantidad entregada.
- GRADES TO GOVERN - Grados a gobernar. La calidad o "calificaciones" probadas en las básculas [ ] determinan la calidad entregada y si se aplica algún descuento.

En el detalle de la hoja de liquidación:

- *Net Qty* – Cantidad neta. La cantidad neta es el peso bruto menos cualquier reducción. En la industria de granos, el encogimiento proviene de una pérdida de humedad en los granos. Por lo general, se verá un valor de reducción si el maíz se prueba con un nivel de humedad más alto que el permitido en el programa de descuentos de la planta. La cantidad neta es el volumen de grano que paga la planta.
- *Gross Amt* – Cantidad bruta. Es el importe bruto adeudado al proveedor en USD.
- TW – *Test weight* - prueba de peso. La báscula tomará muestras de cada camión para ver cuánto pesa un bushel de ese maíz en particular. Si cae por debajo del nivel permitido, está sujeto a descuentos según el calendario de descuentos de las plantas.
- DM – *Damage Kernels* – granos dañados, granos rotos o granos dañados por calor.
- FM – *Foreign material* - materia extraña. Esto hace referencia a suciedad, escombros y otros materiales, que naturalmente no se mezclan con el maíz cuando se cosecha.
- Program Chgs – *Program charges* – cargos del programa. El estado de [ ] cobra un impuesto a los granos de [ ]. Similar a un impuesto a las ventas, la planta [ ] tiene que remitir el pago al estado de [ ] y descontar esa cantidad del monto bruto. En la medida de que un (1) bushel es de 56 libras en promedio y hay 2.2046 libras en un kg, la tasa de impuestos es de aproximadamente [ ] por kg.
- Ticket disk - Price Qty – Este rubro comprende dos etiquetas en una. La línea superior es el precio de descuento del boleto y solo se aplica si la calidad del grano recibido es inferior a la calidad permitida en el cronograma de descuentos de la planta. El valor está en USD y se descuenta del monto bruto adeudado (Cantidad * Precio - Precio de descuento del boleto = Monto neto). La cantidad hace referencia a la cantidad liquidada (en bushels) y se refiere al número justo debajo del precio de descuento.
- La diferencia entre "net Check amount" y "programs amount" es que mientras el "monto neto del cheque" es el monto pagado al agricultor, el "monto de los programas" es la parte del monto de la compra que se remite al Estado de [ ] para pagar el Impuesto de Granos.

5. Observaciones generales con respecto a la información aportada con respuesta a cuestionarios por parte Murex LLC:

Para toda información aportada tanto en la respuesta cuestionarios, como la que se aportará en respuesta a este requerimiento, se solicita explicar en detalle el significado de la información contenida en cada una de las casillas de los contratos y en la relación de la información aportada en formato Excel.

Respuesta:

Consulte las respuestas a las anteriores preguntas para una explicación de la información proporcionada en cada anexo.

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CONFIDENCIALIDAD

A continuación desarrollamos la descripción de los anexos que se adjuntan a la presente respuesta, los cuales solicitamos respetuosamente mantener el carácter CONFIDENCIAL, debido a la sensibilidad de la información de las diferentes empresas que proporcionaron la información solicitada:

Anexo	Descripción	Confidencialidad
1	Contratos de compra de etanol para exportación a Colombia durante el 2017 y los netbacks asociados a cada contrato	CONFIDENCIAL – Información comercial sensible
2	Contrato marco entre Murex y [ ]	CONFIDENCIAL – Información comercial sensible
3	Contratos de venta de etanol a Colombia y facturas asociadas durante 2017	CONFIDENCIAL – Información comercial sensible
4	Tabla Compras de maíz por parte de los productores de etanol	CONFIDENCIAL – Información comercial sensible
5	Tabla Compra de etanol por parte de Murex a productores de etanol	CONFIDENCIAL – Información comercial sensible
6	Tabla Ventas de etanol por parte de Murex a Colombia	CONFIDENCIAL – Información comercial sensible
7	Contratos y facturas de compras de maíz del productor de etanol	CONFIDENCIAL – Información comercial sensible

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CONFIDENCIAL

FOLIOS 1-857

FOLIO 1 = 6902

FOLIO 857 = 7739.

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TRA:CORRESPONDENCIA INFORMATIVA
SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES

Doctora
ELOISA FERNANDEZ DE DELUQUE
Subdirectora de Prácticas Comerciales
MINISTERIO DE COMERCIO, INDUSTRIA Y TURISMO

Referencia: Término para alegatos de conclusión - Solicitud de investigación para la aplicación de derechos compensatorios a las importaciones de alcohol carburante (etanol) originario de los Estados Unidos de América, clasificadas bajo la subpartida arancelaria 2207.20.00.00. Expediente SB-249-01-01.

GABRIEL IBARRA PARDO, mayor de edad, identificado con la cédula de ciudadanía No. 3.181.441 de Suba, abogado titulado y en ejercicio, portador de la tarjeta profesional No. 36.691 del Consejo Superior de la Judicatura, obrando en mi calidad de apoderado especial de **Federación Nacional de Biocombustibles de Colombia** (en adelante "FEDEBIOCOMBUSTIBLES"), tal como consta en el poder que obra en el expediente de la referencia, comparezco ante el Despacho a su digno cargo, con el fin de solicitar comedidamente que, en aras de salvaguardar los derechos del debido proceso, defensa, contradicción e igualdad de mi poderdante, se prorrogue el término para alegar de conclusión establecido mediante la Resolución 164 del 31 de julio de 2019, toda vez que, las respuestas enviadas por los investigados (Rad. No. 1-2019-024775 y No. 1-2019-024757 del 20 de agosto de 2019) frente a los requerimientos emitidos por la Autoridad (escritos No. 2-2019-020941 del 18 de julio de 2019 y 2-2019-021408 del 23 de julio de 2019,

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respectivamente) fueron incorporadas en el expediente público el 29 de agosto de 2019[1].

Mediante la Resolución 164 del 31 de julio de 2019 la Dirección de Comercio Exterior prorrogó el término establecido para que las partes presenten sus alegatos de conclusión hasta el 3 de septiembre de 2019, con base en lo siguiente:

> *"Que como consecuencia de las pruebas aportadas y de los argumentos expuestos por las partes interesadas, la Autoridad Investigadora consideró pertinente requerir al gobierno de Estados Unidos y a la compañía Murex LLC., a través de los escritos 2-2019-020941 del 18 de julio de 2019 y 2-2019-021408 del 23 de julio de 2019, respectivamente, con el fin de aclarar diferentes aspectos relacionados con los programas investigados por presuntas subvenciones y con la información aportada al expediente por la mencionada compañía.*
>
> *Asimismo, por medio del escrito radicado con el No. 2-2019-020940 del 18 de julio de 2019, la Autoridad Investigadora requirió algunas aclaraciones a la Compañía Andina de Biocombustibles (Cambios S.A.) relacionadas con su respuesta a cuestionarios, en la que dicha sociedad solicitó revisar el destino final de las importaciones de etanol realizadas bajo la subpartida arancelaria 2207.10.00.00 por parte de los productores nacionales, entre el periodo 2015 a 2017.*
>
> *Que después de estudiar la solicitud del gobierno de Estados Unidos presentada por correo electrónico del 19 de julio de 2019, en el que se solicitó prorrogar el plazo para dar respuesta al requerimiento de información solicitado con oficio del 2-2019-020941 del 18 de julio de 2019,* ***la Autoridad Investigadora consideró procedente ampliar hasta el 20 de agosto de 2019 el término para atender el mencionado documento, fecha hasta la cual también se le***

[1] Tomo 37. Disponible en: srvcalidad.mincomercio.gov.co/Practicas-Comerciales/Mincomercio/SB-249-01-01_ALCOHOL_CARBURANTE_ETANOL_PUBLICO_T37.PDF

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indicó a la compañía Murex LLC. que debía dar respuesta al oficio No. 2-2019-021408 del 23 de julio de 2019.

Que por medio del escrito radicado con el No. 2-2019-022098 del 30 de julio de 2019, la Autoridad Investigadora indicó que no considera viable la solicitud presentada por la compañía Murex LLC. a través de correo electrónico del 26 de julio del año en curso, en la que se requirió prorrogar en un (1) mes el plazo del 20 de agosto de 2019 establecido para dar respuesta al escrito No. 2-2019-021408 del 23 de julio del mismo año.

Que en virtud de lo dispuesto en el artículo 42 del Decreto 299 de 1995, la Autoridad Investigadora cuenta con la facultad de pedir y allegar pruebas e informaciones de oficio, desde la fecha de publicación del acto que ordena la apertura hasta la conclusión de la investigación.

Lo anterior guarda relación con el artículo 40 de la Ley 1437 de 2011 conforme al cual, antes de que se profiera una decisión de fondo, pueden practicarse dicho tipo de pruebas, y a su vez, con lo dispuesto en el artículo 170 del Código General del Proceso respecto a la práctica de pruebas de oficio antes de proferirse el fallo y su procedencia cuando sean necesarias para esclarecer los hechos objeto de controversia.

Que según lo dispuesto en el literal d) del artículo 4 de la Resolución 085 del 3 de mayo de 2019, dentro de los diez (10) días siguientes al vencimiento del término de práctica de pruebas, las partes interesadas intervinientes en la investigación tendrán la oportunidad de presentar por escrito sus alegatos u opiniones relativas a la investigación, así como a controvertir las pruebas aportadas y practicadas en esta. En el caso en concreto, el periodo probatorio vence el cinco (5) de agosto de 2019, por lo cual el plazo para formular alegatos de conclusión en principio es hasta el veintiuno (21) de agosto del mismo año.

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<u>Que con el objetivo de garantizar el ejercicio del derecho de defensa de las partes interesadas y debido a que la Autoridad Investigadora ha solicitado pruebas e información que pueden ser aportadas hasta el veinte (20) de agosto de 2019, lo que llevaría a que las partes solo cuenten con un (1) día hábil para pronunciarse en sus alegatos de conclusión sobre las pruebas de oficio, se considera necesario y procedente ampliar el término para formular dichos alegatos hasta el tres (3) de septiembre de 2019.</u>

Que en el marco de lo dispuesto en el artículo 4 de la Resolución 085 del 3 de mayo de 2019, con la ampliación referida en el considerando anterior las partes tendrán la oportunidad de presentar sus alegatos de conclusión dentro de los diez (10) días siguientes a la fecha límite para presentar las pruebas oficio; se actúa bajo los principios del debido proceso y de eficacia consagrados en los numerales 1 y 11 del artículo 3 de la Ley 1437 de 2011; y se da cumplimiento al artículo 12.3 del Acuerdo sobre Subvenciones y Medidas Compensatorias de la Organización Mundial del Comercio, al dar a conocer a su debido tiempo una información que le permitirá a las partes interesadas preparar sus alegatos" (subraya y negrilla fuera del original).

A la luz de lo anterior, aunque la Autoridad en efecto extendió el plazo para la presentación de los alegatos, con el fin de garantizar el derecho de defensa de las partes, el hecho de que las respuestas a los requerimientos de la Subdirección de Prácticas Comerciales se hubieran incorporado al expediente público hasta el 29 de agosto, supone que mi poderdante, y cualquier otra parte interviniente, cuentan con tan sólo tres días hábiles para, en sus alegatos de conclusión, analizar y pronunciarse sobre las nuevas pruebas allegadas en las referidas respuestas. Este tiempo resulta a todas luces insuficiente y desproporcionado para examinar los más de 250 folios que han aportado los investigados en sus respuestas en relación con los programas de subsidios estatales y federales otorgados a la producción de

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etanol y maíz. Particularmente, si se tiene en cuenta que estos contaron con más de 30 días para allegarlas.

La jurisprudencia de la Corte Constitucional ha sido enfática en indicar que los alegatos de conclusión hacen parte importante del debido proceso y del acceso a la justicia. En este sentido ha manifestado que:

> *"[S]obre la base de las pruebas incorporadas al proceso, los alegatos de conclusión juegan un destacado papel en orden al mejor entendimiento de los hechos, de los intereses en conflicto, de la forma en que cada extremo asume los motivos de hecho y de derecho –a favor y en contra-, y por tanto, en lo concerniente a la mejor comprensión del universo jurídico y probatorio que ampara los intereses en conflicto. Por consiguiente, de una parte, la dinámica de los alegatos de conclusión tiene la virtualidad de facilitarle a los interesados o contendientes la oportunidad para esgrimir sus argumentos culminantes en procura de sus propios derechos e intereses; y de otra, tal dinámica se ofrece a los ojos de la autoridad administrativa o del juez correspondiente como un conjunto de razonamientos que a manera de referente interpretativo les permite examinar retrospectivamente todas y cada una de las actuaciones surtidas. Lo cual, sin duda alguna, se constituye en hito procesal de significativa importancia para la salvaguarda de la postulación y la excepción, al propio tiempo que se atiende a la depuración de la certeza jurídica que requiere el fallador para decir el derecho"*[2].

En este mismo sentido, el Alto Tribunal también ha señalado que en virtud del artículo 29 de la Constitución Política los procesos *"deben establecer mecanismos que permitan a los sujetos procesales e intervinientes controvertir, en condiciones de igualdad, las pruebas presentadas, así como los argumentos de hecho y de derecho que se aduzcan en su contra"*[3].

[2] Corte Constitucional. Sentencia C-107 de 2004. M.P. Jaime Araujo Rentería.
[3] Corte constitucional. Sentencia C-371 de 2011. M.P. Luis Ernesto Vargas Silva.

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Así las cosas, para garantizar el derecho de contradicción y del debido proceso de mi poderdante, se le debe dar el tiempo necesario o suficiente para que pueda controvertir y replicar la información aportada por sus contrapartes.

Lo contrario implicaría una grave afectación del debido proceso, del equilibrio procesal y del principio de igualdad que rigen toda actuación administrativa.

Es menester recordar que la Corte Constitucional ha señalado en reiteradas ocasiones que la igualdad de las partes en el proceso es un principio fundamental del derecho procesal. Además, y en virtud del denominado "principio de igualdad de armas", reconocido de manera reiterada por la jurisprudencia constitucional como un desarrollo efectivo de los derechos de defensa e igualdad que deben informar la instrucción de toda actuación administrativa, de conformidad con los numerales 1°, 2° y 3° del artículo 3 del Código de Procedimiento Administrativo y de lo Contencioso Administrativo[4], las autoridades deben garantizar que las partes intervinientes se encuentren, materialmente, en condiciones equivalentes que salvaguarden el cabal ejercicio de sus derechos.

En virtud de las razones antes expuestas y con el fin de garantizar el debido proceso y el derecho de contradicción en cabeza de mi representado, solicito comedidamente al Despacho prorrogar el término establecido para alegar de conclusión y brindarle a mi poderdante los diez (10) días que dispuso el literal d) del artículo 4 de la Resolución 085 del 3 de mayo de 2019, para que las partes intervinientes en la investigación presenten por escrito sus alegatos u opiniones

[4] *"**ARTÍCULO 3°. PRINCIPIOS.** Todas las autoridades deberán interpretar y aplicar las disposiciones que regulan las actuaciones y procedimientos administrativos a la luz de los principios consagrados en la Constitución Política, en la Parte Primera de este Código y en las leyes especiales.... 1. En virtud del principio del debido proceso, las actuaciones administrativas se adelantarán de conformidad con las normas de procedimiento y competencia establecidas en la Constitución y la ley, con plena garantía de los derechos de representación, defensa y contradicción... 2. En virtud del principio de igualdad, las autoridades darán el mismo trato y protección a las personas e instituciones que intervengan en las actuaciones bajo su conocimiento. No obstante, serán objeto de trato y protección especial las personas que por su condición económica, física o mental se encuentran en circunstancias de debilidad manifiesta. 3. En virtud del principio de imparcialidad, las autoridades deberán actuar teniendo en cuenta que la finalidad de los procedimientos consiste en asegurar y garantizar los derechos de todas las personas sin discriminación alguna y sin tener en consideración factores de afecto o de interés y, en general, cualquier clase de motivación subjetiva".*

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relativas a la investigación, así como para controvertir las pruebas aportadas y practicadas en esta.

De la Señora Subdirectora de Prácticas Comerciales atentamente,

GABRIEL IBARRA PARDO

C.C. 3.181.441 de Suba.

T.P. 36.691 del C. S. de la J.

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SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES

Bogotá D.C., 22 de Agosto de 2019

No. Radicación entrada: 1-2019-023447

2-2019-024695

Doctor

JUAN DAVID BARBOSA MARIÑO

Apoderado Especial

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Compañía Andina de Biocombustibles - Combios S.A.S.

Carrera 7 No. 71 - 52, torre A, oficina 706

BOGOTA CUNDINAMARCA

Asunto: Requerimiento sobre la confidencialidad del escrito 1-2019-023447 del 5 de agosto de 2019

Respetado doctor Barbosa:

A través del escrito del asunto, usted dio respuesta al requerimiento de la Subdirección de Prácticas Comerciales radicado con el número 2-2019-020940 del 18 de julio de 2019, al indicar que bajo el entendido que la Dirección de Impuestos y Aduanas Nacionales (DIAN) es la autoridad encargada para realizar investigaciones de conformidad con lo dispuesto en el artículo 590 del Decreto 1165 de 2019, trasladó a misma un documento que contiene la solicitud de revisar el destino final de las importaciones de etanol realizadas bajo la supartida arancelaria 2207.10.00.00.

Al respecto, reiteramos que el objeto de la solicitud del 18 de julio de 2019 de la Autoridad Investigadora era solicitar que se aportaran o aclararan los indicios sobre el desvío de las importaciones bajo la subpartida arancelaria 2207.10.00.00 con los que COMBIOS indicó contar desde su respuesta a cuestionarios, con el fin de adelantar las acciones pertinentes como dar traslado a la DIAN, de considerarlo necesario.

Sin embargo, no es del todo claro como del análisis que realiza en su solicitud a la DIAN sobre un alto volumen de importaciones de la subpartida arancelaria 2207.10.00.00, podría inferirse una desviación a la industria de los combustibles, pero sobre todo, en qué manera esta situación podría afectar la investigación por subvenciones.

Ahora bien, en su escrito solicitó la confidencialidad del documento radicado ante la DIAN "dado la naturaleza del documento, el cual contiene un análisis histórico de estas importaciones y una solicitud particular a la autoridad competente". No obstante, se ha revisado el documento en mención en el que se indica que algunos análisis como el del punto 11 fueron realizados según la base de datos de la DIAN, la cual vale recordar es de carácter público.

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SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES

Para todos los efectos de análisis económicos y/o estadísticos, las declaraciones de importación son de acceso público y pueden encontrarse disponibles para cualquier usuario en la siguiente ruta: ingresa a la página web www.dian.gov.co, portal web, campo DIAN, cifras, y finalmente, registros de declaraciones de importación y exportación. Estas declaraciones de importación se publican semanalmente y se mantienen actualizadas para la consulta pública en el siguiente link; https://www.dian.gov.co/dian/cifras/Paginas/registrodeclaracionesimpoexpo.aspx.

En consecuencia, se considera que el documento adjunto podría no revestir un carácter confidencial por lo cual, según lo dispuesto en el artículo 43 del Decreto 299 de 1995, resulta necesario levantar su reserva manifestar las razones por las cuales se abstiene de hacerlo, o presentar su resumen no confidencial, pues de no encontrarse justificada la confidencialidad, se podrá no tomar en cuenta dentro de la investigació De igual manera, se requiere una copia más legible del documento en mención.

Igualmente, se advierte desde ya que la autoridad competente para analizar un posible desvío de las importaciones a la luz del Decreto 1165 de 2019 es la DIAN por sus facultades de fiscalización y no el Ministerio de Comercio, Industria y Turismo, tal como lo indicó en su escrito del asunto, por lo que no se observa impedimento para que haya trasladado sus inquietudes a la entidad que tiene competencia sobre la materia.

Por último, en relación conla solicitud de COMBIOS S.A.S de revisar el destino final de las importaciones de etanol realizadas bajo la subpartida arancelaria 2207.10.00.00, le informo que los análisis al respecto se desarrollarán en el Informe Técnico Final de la investigación.

Cordialmente,

Firmado Digitalmente por
Eloisa Rosario Fernandez de Deluque
Ministerio de Comercio Industria y Turismo
Subdireccion de practicas comerciales
Fecha: 22/08/2019 04:13:09

ELOISA ROSARIO FERNANDEZ DE DELUQUE
SUBDIRECTORA DE PRACTICAS COMERCIALES

Folios: 1
Anexos: 0

COPIAEX POSSE HERRERA Y RUIZ ABOGADOS
T: JUAN DAVID LÓPEZ
JUAN.LOPEZ@PHRLEGAL.COM

Copia Int: LUCIANO CHAPARRO BARRERA — PROFESIONAL ESPECIALIZADO
SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES

DIRECCIÓN DE COMERCIO EXTERIOR
Versión Pública:
Folio No. 7748

SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES

Copia Int: HADER ANDRES GONZALEZ MOSQUERA - CONT PROFESIONAL UNIVERSITARIO
SUBDIRECCIÓN DE PRÁCTICAS COMERCIALES

Elaboró: HADER ANDRES GONZALEZ MOSQUERA - CONT

Revisó: ELOISA ROSARIO FERNANDEZ DE DELUQUE

POSSE
HERRERA
RUIZ

DIRECCIÓN DE COMERCIO EXTERIOR
Versión Pública:
Folio No. 7749

Bogotá, D.C., 27 de agosto de 2019

Doctora
ELOISA FERNANDEZ DE DELUQUE
Subdirectora de Prácticas Comerciales
Ministerio de Comercio, Industria y Turismo
Ciudad

MinCIT
1-2019-025647 ANE:0 FOL:1
2019-08-28 03:14:37 PM
TRA:CORRESPONDENCIA INFORMATIVA
SUBDIRECCI¢N DE PR CTICAS COMER
CIALES

REFERENCIA: Respuesta al requerimiento 22019024695 del 22 de agosto de 2019
EXPEDIENTE: SB-249-01-01

Estimada doctora Eloisa,

JUAN DAVID BARBOSA MARIÑO, mayor de edad, con domicilio en la ciudad de Bogotá, identificado con cédula de ciudadanía No. 79.984.338 de la ciudad mencionada y Tarjeta Profesional No. 138.153 del Consejo Superior de la Judicatura, actuando en calidad de apoderado especial de la **Compañía Andina de Biocombustibles SAS ("COMBIOS")**, tal como consta en el poder que se encuentra en el expediente público, respetuosamente presento la presente comunicación con el fin de dar respuesta al requerimiento de la Subdirección de Prácticas Comerciales 22019024695 del 22 de agosto de 2019, referente al carácter confidencial del escrito 12019023447 del 5 de agosto de 2019, en respuesta al requerimiento 22019020940 del 18 de julio de 2019.

Me permito dar respuesta en los siguientes términos:

1. Es preciso mencionar que más allá del contenido de la información del punto 11 de la comunicación presentada el 5 de agosto de 2019, que fue obtenida de la base de datos de la DIAN, es la naturaleza de la comunicación la que se quiere mantener bajo carácter confidencial.

2. Como bien se indicó en la primera comunicación, y que la Subdirección confirmó en la comunicación del 18 de julio, de conformidad con el artículo 590 del Decreto 1165 de 2019, la Dirección de Impuestos y Aduanas Nacionales ("DIAN") es la autoridad

SPC
Stefany Lamoop
29-08-19.
9:00 am.

POSSE
HERRERA
RUIZ

competente para conocer la solicitud presentada por COMBIOS y que por lo tanto no le corresponde a la Subdirección de Prácticas Comerciales adelantar esta investigación.

3. En el Oficio No. 114201238-68 del 21 de junio de 2019 la DIAN estableció que "*las investigaciones que adelante la Entidad, tienen el carácter de confidencial, conservando por lo tanto la reserva de la información*".

4. Por lo anterior, la comunicación presentada el 5 de agosto, remitiendo la comunicación presentada ante la DIAN, constituye, frente a la Subdirección, una formalidad y una práctica bajo el principio de buena fe, respondiendo así el requerimiento 22019020940 del 18 de julio.

5. Es necesario precisar que en ningún momento COMBIOS pretendió que la mencionada comunicación haga parte en el expediente público de la investigación en curso, sino que consideró una formalidad necesaria responder el requerimiento de la Subdirección, manteniéndola informada de la denuncia presentada ante la DIAN, considerando que para todos los efectos la investigación inicial si incluía una referencia a la subpartida arancelaria sobre la que se aporta la respectiva información.

6. Por lo tanto, se le pide a la Subdirección de Prácticas Comerciales que respete y conserve el carácter de confidencial que la empresa COMBIOS pretendió dar al contenido de esta comunicación enviada a la DIAN.

NOTIFICACIONES

Las notificaciones relacionadas con la investigación de la referencia las recibiré en la Carrera 7 No. 71-52 Torre A, Oficina 706, de la ciudad de Bogotá D.C.

De la Señora Subdirectora de Prácticas Comerciales, atentamente,

Juan David Barbosa Mariño
C.C. 79.984.338 de Bogotá

DIRECCION DE COMERCIO EXTERIOR
Versión Pública:
Folio No. 7750

República de Colombia

Libertad y Orden

MINISTERIO DE COMERCIO, INDUSTRIA Y TURISMO

RESOLUCIÓN NÚMERO 202 **DE** 30 AGO. 2019

( )

"Por la cual se modifican los términos para presentar alegatos de conclusión y convocar al Comité de Prácticas Comerciales para la presentación del Informe Técnico Final dispuestos en la Resolución 164 del 31 de julio de 2019"

EL DIRECTOR DE COMERCIO EXTERIOR

En ejercicio de sus facultades legales, en especial de las que le confieren el numeral 5 del artículo 18 del Decreto 210 de 2003 modificado por el artículo 3 del Decreto 1289 de 2015, el Decreto 299 de 1995, en desarrollo de la Ley 170 de 1994, y

CONSIDERANDO:

Que mediante la Resolución 006 del 24 de enero de 2019, publicada en el Diario Oficial 50.850 del 28 de enero de 2019, la Dirección de Comercio Exterior ordenó el inicio de una investigación de carácter administrativo para determinar la existencia, cuantía y efectos en la rama de la producción nacional de presuntas subvenciones en las importaciones de alcohol carburante (etanol) clasificadas en la subpartida arancelaria 2207.20.00.00, originarias de Estados Unidos de América (en adelante Estados Unidos).

Que a través de la Resolución 060 del 1 de abril de 2019, publicada en el Diario Oficial 50.915 del 3 de abril de 2019, la Dirección de Comercio Exterior prorrogó hasta el 3 de mayo de 2019 el plazo para adoptar una determinación preliminar dentro de la investigación administrativa abierta mediante la Resolución 006 de 2019.

Que por medio de la Resolución 085 del 3 de mayo de 2019, publicada en el Diario Oficial 50.947 del 8 de mayo de 2019, la Dirección de Comercio Exterior adoptó la determinación preliminar de conformidad con lo dispuesto en el artículo 39 del Decreto 299 de 1995 y ordenó continuar con la investigación de carácter administrativo abierta mediante la Resolución 006 de 2019 con imposición de derechos compensatorios provisionales a las importaciones de alcohol carburante (etanol) clasificadas en la subpartida arancelaria 2207.20.00.00 originarias de Estados Unidos, en la forma de un gravamen ad-valorem de 9,36% adicional al arancel aplicable a la mencionada subpartida según el Acuerdo de Promoción Comercial suscrito entre Colombia y Estados Unidos.

Que en atención a las solicitudes del 23 de mayo de 2019 presentadas por el Gobierno de Estados Unidos y de las demás partes interesadas, así como de conformidad con lo dispuesto en el artículo 40 del Decreto 299 de 1995, el 25 de junio de 2019 se celebró una audiencia entre

intervinientes en la que se brindó la oportunidad de exponer las tesis y argumentos refutatorios respecto a los elementos que fueron evaluados en la investigación hasta la etapa preliminar.

Que como consecuencia de las pruebas aportadas y de los argumentos expuestos por las partes interesadas, la Autoridad Investigadora consideró pertinente requerir al Gobierno de Estados Unidos y a la compañía Murex LLC., a través de los escritos 2-2019-020941 del 18 de julio de 2019 y 2-2019-021408 del 23 de julio de 2019, respectivamente, con el fin de aclarar diferentes aspectos relacionados con los programas investigados por presuntas subvenciones y con la información aportada al expediente por la mencionada compañía.

Así mismo, por medio del escrito radicado con el No. 2-2019-020940 del 18 de julio de 2019, la Autoridad Investigadora requirió algunas aclaraciones a la Compañía Andina de Biocombustibles (en adelante Combios S.A.S) relacionadas con su respuesta a cuestionarios, en la que dicha sociedad solicitó revisar el destino final de las importaciones de etanol realizadas bajo la subpartida arancelaria 2207.10.00.00 por parte de los productores nacionales, entre el periodo 2015 a 2017.

Que la Autoridad Investigadora otorgó un plazo hasta el veinte (20) de agosto de 2019, para que el Gobierno de los Estados Unidos y la compañía Murex LLC. dieran respuesta a los requerimientos número 2-2019-020941 del 18 de julio y 2-2019-021408 del 23 de julio de 2019, respectivamente.

Que por medio de la Resolución 164 del 31 de julio de 2019, publicada en el Diario Oficial 51.036 del 5 de agosto de 2019, la Dirección de Comercio Exterior prorrogó hasta el tres (3) de septiembre de 2019 el término para presentar alegatos de conclusión, y hasta el nueve (9) de septiembre del mismo año el plazo con que cuenta la Dirección de Comercio Exterior para convocar al Comité de Prácticas Comerciales con el fin de presentarle el Informe Técnico Final.

Que con radicado con el número 1-2019-023447 del 5 de agosto de 2019, el apoderado especial de Combios S.A.S. dio respuesta al requerimiento de la Autoridad Investigadora número 2-2019-020940 del 18 de julio de 2019.

Que la compañía Murex LLC., por medio del escrito radicado con el número 1-2019-024757 del 20 de agosto de 2019 dio respuesta al requerimiento de información de la Autoridad Investigadora No. 2-2019-021408 del 23 de julio del año en curso.

Que el Gobierno de los Estados Unidos dio respuesta al requerimiento de información de la Autoridad Investigadora No. 2-2019-020941 del 18 de julio de 2019, por medio de correo electrónico del 20 de agosto de 2019 y del escrito radicado con el número 1-2019-024775 de la misma fecha, aportando unos documentos sobre los cuales no precisó si tenían el carácter de confidenciales o públicos, así como tampoco envió resúmenes no confidenciales de los mismos.

Que en consecuencia de lo anterior, la Autoridad Investigadora por medio correos electrónicos del 22 y el 27 de agosto de 2019 le solicitó al Gobierno de los Estados Unidos aclarar a la mayor brevedad, si los documentos aportados en su respuesta al requerimiento de información eran públicos o confidenciales.

Que el Gobierno de los Estados Unidos el 27 de agosto de 2019 a las 4:34 pm, confirmó a través de correo electrónico que no se había presentado información confidencial en los documentos allegados el 20 de agosto del presente año.

DIRECCIÓN DE COMERCIO EXTERIOR
Folio No. 7751

Que ante la aclaración sobre la reserva ofrecida por el Gobierno de los Estados Unidos, la Autoridad Investigadora procedió a incluir en el expediente público exhibido en la URL http://www.mincit.gov.co/mincomercioexterior/defensa-comercial/investigaciones-por-subvenciones/investigaciones-por-subvenciones-en-curso/alcohol-carburante-etanol, la totalidad de la información aportada con el escrito radicado con el número 1-2019-024775 del 20 de agosto de 2019, labor que terminó el 29 de agosto de 2019 a las 10:30 am aproximadamente.

I. Solicitud de prórroga del término para presentar alegatos de conclusión

El apoderado especial de la Federación Nacional de Biocombustibles de Colombia (en adelante Fedebiocombustibles), por medio del escrito radicado con el número 1-2019-025861 del 29 de agosto de 2019, sostuvo que las respuestas enviadas por los investigados, radicadas con los número 1-2019-024775 y 1-2019-024757 del 20 de agosto de 2019, fueron incorporadas en el expediente público el 29 de agosto de 2019, razón por la cual, aunque el plazo para presentar alegatos de conclusión se prorrogó hasta el tres (3) de septiembre de 2019, supone que cualquier interviniente cuenta con tan sólo tres (3) días hábiles para analizar y pronunciarse sobre las nuevas pruebas allegadas, tiempo que a su parecer, resulta insuficiente y desproporcionado para examinar los más de 250 folios aportados por los investigados en sus respuestas.

En consecuencia, solicitó prorrogar el término establecido para presentar alegatos de conclusión, con el fin de brindar los diez (10) días dispuestos en el literal d) del artículo 4 de la Resolución 085 del 3 de mayo de 2019, para que las partes intervinientes presenten por escrito sus alegatos u opiniones relativas a la investigación, así como para controvertir las pruebas aportadas.

II. Asuntos a considerar en el marco de la solicitud de prórroga de alegatos de conclusión

En el presente punto se estudiarán y dará respuesta a los argumentos formulados por Fedebiocombustibles, conforme a los cuales se solicita prorrogar el término para que las partes intervinientes presenten sus alegatos de conclusión dentro de la investigación de carácter administrativo abierta mediante la Resolución 006 del 24 de enero de 2019.

A su vez, se revisará la modificación del plazo con que cuenta la Dirección de Comercio Exterior para convocar al Comité de Prácticas Comerciales con el fin de presentarle el Informe Técnico Final, pues si bien es cierto esto no fue solicitado por Fedebiocombustibles, sería una consecuencia directa que se presentaría de acceder a su petición.

A. Procedencia de la solicitud de prórroga de alegatos de conclusión

Antes de analizar la procedencia de la solicitud de prórroga para presentar alegatos de conclusión, resulta pertinente referirse y aclarar aspectos como el vencimiento del periodo probatorio, las prórrogas brindadas con anterioridad por la Autoridad Investigadora y los motivos por los que no se incluyó desde el veinte (20) de agosto de 2019 la respuesta de los Estados Unidos en la URL http://www.mincit.gov.co/mincomercioexterior/defensa-comercial/investigaciones-por-subvenciones/investigaciones-por-subvenciones-en-curso/alcohol-carburante-etanol.

De conformidad con el literal b) del artículo 4 de la Resolución 085 de 2019 el periodo probatorio venció el cinco (5) de agosto de 2019, por lo que según el literal d) del artículo 4 de la misma resolución preliminar, se tenía previsto un plazo para presentar alegatos de conclusión hasta el veintiuno (21) de agosto de 2019, término que fue extendido con la Resolución 164 del 31 de julio de 2019 hasta el tres (3) de septiembre del año en curso, como consecuencia de los requerimientos de oficio que se realizaron a la compañía Murex LLC., así como al Gobierno de los Estados Unidos.

Con la decisión de prorrogar el término para presentar alegatos de conclusión se buscó (i) tener en cuenta lo dispuesto en el literal d) del artículo 4 de la Resolución 085 del 3 de mayo de 2019 con el fin brindar a las partes la oportunidad de presentar sus alegatos de conclusión dentro de los diez (10) días siguientes a la fecha límite para presentar las pruebas oficio; (ii) actuar bajo los principios del debido proceso y de eficacia consagrados en los numerales 1 y 11 del artículo 3 de la Ley 1437 de 2011; y (iii) dar cumplimiento al artículo 12.3 del Acuerdo Sobre Subvenciones y Medidas Compensatorias de las OMC (en adelante Acuerdo SMC), con el fin de dar a conocer a su debido tiempo una información que le permitiría a las partes interesadas preparar sus alegatos.

No obstante, tal como se indicó con anterioridad, el Gobierno de los Estados Unidos en su respuesta radicada con el número 1-2019-024775 del 20 de agosto de 2019 aportó unos documentos sobre los cuales no precisó si existía reserva, así como tampoco envió resúmenes no confidenciales de los mismos.

Esta situación derivó en que la Autoridad Investigadora, al no tener claridad sobre la reserva de los documentos aportados, tuviera dificultades en la aplicación del artículo 43 del Decreto 299 de 1995 el cual dispone lo siguiente:

> ***"Artículo 43.***Reserva de documentos confidenciales. *El Incomex al iniciar la actuación hará cuaderno separado para llevar en él los documentos que las autoridades, el peticionario, o las partes interesadas aporten con carácter confidencial. Tales documentos recibirán tratamiento confidencial de conformidad con lo dispuesto en la Constitución Política y no podrán ser registrados sino por las autoridades.*
>
> *Quienes aporten documentos confidenciales deberán enviar resúmenes no confidenciales de ellos. Si el Incomex considera que los documentos aportados como confidenciales no revisten tal carácter, solicitará a quien los aporte el levantamiento de dicha confidencialidad o la manifestación de las razones por las cuales se abstiene de hacerlo, en escrito dirigido al Incomex.*
>
> *El carácter reservado de un documento no será oponible a que las autoridades lo soliciten para el debido ejercicio de sus funciones.*
>
> *Corresponde a las autoridades asegurar la reserva de tales documentos cuando lleguen a conocerlos en el curso de los procedimientos a los que se refiere este Decreto.*
>
> ***Parágrafo.*** *Cuando en desarrollo de lo dispuesto en el presente artículo, se aporten documentos como confidenciales y no se alleguen los resúmenes no confidenciales correspondientes, o no se levante la confidencialidad cuando el Incomex lo solicite, o no se expresen las razones por las cuales el aportante se abstiene de hacerlo, o cuando éstas no estén debidamente justificadas, se podrá no tomar en cuenta, dentro de la investigación, la documentación aportada como confidencial".* (Subrayado por fuera de texto original).

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Versión Pública: 5
Folio No 7752

Con base en lo dispuesto en la norma transcrita y por la consecuente necesidad de continuar con la conformación de un expediente público y uno confidencial, la Autoridad Investigadora debió solicitarle al Gobierno de los Estados Unidos una aclaración respecto a la reserva de los documentos aportados, con el fin de no dar publicidad a una información que pudiera resultar sensible y afectar a las partes interesadas. Así, solo hasta que se dio respuesta sobre la reserva de los documentos el 27 de agosto de 2019, se consideró procedente publicar los mismos en el expediente digital que puede consultarse en la URL http://www.mincit.gov.co/mincomercioexterior/defensa-comercial/investigaciones-por-subvenciones/investigaciones-por-subvenciones-en-curso/alcohol-carburante-etanol.

Ahora bien, para la Autoridad Investigadora lo principal es garantizar a todas las partes el correcto ejercicio de su derecho de defensa y al debido proceso, por lo cual, si el peticionario de la investigación solo pudo acceder a los documentos hasta el 29 de agosto de 2019 tal como lo reclama, observa que la misma situación se habría presentado para las demás partes interesadas. En consecuencia, se considera que lo más apropiado es aplicar, al igual que en la Resolución 164 de 2019, los principios del debido proceso y de eficacia consagrados en los numerales 1 y 11 del artículo 3 de la Ley 1437 de 2011, así como dar cumplimiento al artículo 12.3 del Acuerdo SMC.

De esta manera, si las partes interesadas pudieron acceder a la información presentada por el Gobierno de los Estados Unidos y por Murex LLC., hasta el veintinueve (29) de agosto de 2019, y los alegatos deben allegarlos el tres (3) de septiembre del año en curso, se tiene que contarían con tres (3) días hábiles para pronunciarse al respecto, lo que hace necesario una adición de siete (7) días para completar los diez (10) días de plazo establecidos en el literal d) del artículo 4 de la Resolución 085 del 3 de mayo de 2019.

En efecto, en aras de garantizar el cumplimiento de los principios orientadores de las actuaciones administrativas consagrados en el artículo 3° del Código de Procedimiento Administrativo y de lo Contencioso Administrativo, así como el debido proceso y el derecho a la defensa conforme con lo dispuesto en el artículo 29 de la Constitución Política y demás normas procesales civiles concordantes, resulta procedente prorrogar hasta el doce (12) de septiembre de 2019 el plazo con que cuentan todas las partes interesadas para presentar alegatos de conclusión, el cual estaba inicialmente previsto hasta el tres (3) de septiembre de 2019, tal como se señaló.

B. Procedencia de prórroga del plazo con que cuenta la Dirección de Comercio Exterior para convocar al Comité de Prácticas Comerciales con el fin de presentarle el Informe Técnico Final

En el marco de la prórroga del plazo para presentar alegatos de conclusión hasta el doce (12) de septiembre de 2019, la Autoridad Investigadora encuentra que la convocatoria al Comité de Prácticas Comerciales quedaría para una fecha anterior al término mencionado que, según lo dispuesto en el artículo 2 de la Resolución 164 de 2019, sería el nueve (9) de septiembre del año en curso.

Por esta razón, a pesar de haberse prorrogado en un mes (1) el término inicial para realizar dicha convocatoria, la Autoridad Investigadora considera que es necesario extender este plazo al existir nuevamente circunstancias especiales que lo ameritan, pues de lo contrario, no se lograría el fin del Comité que es evaluar las conclusiones de la investigación en las que deben tenerse en cuenta los alegatos de las partes interesadas.

Prorrogar el plazo para convocar al Comité de Prácticas Comerciales para la presentación del Informe Técnico Final encuentra sustento en el principio del debido proceso de las partes interesadas consagrado en el numeral 1 del artículo 3 de la Ley 1437 de 2011, lo que hace necesario incluir en las conclusiones de la investigación los alegatos formulados, y además, atiende lo dispuesto en el numeral 11 del artículo 3 de la misma ley para el principio de eficacia, toda vez que busca que el procedimiento logre su finalidad. Lo último, si se tiene en cuenta que de no prorrogar la convocatoria al Comité de Prácticas Comerciales, este no lograría su finalidad de evaluar en su totalidad la conclusión de la investigación, pues en la misma no se habrían incorporado los alegatos de conclusión.

Finalmente, la Autoridad Investigadora considera que el término adecuado para prorrogar la convocatoria al Comité de Prácticas Comerciales con el fin de presentarle el Informe Técnico Final es de diez (10) días hábiles después de allegarse los alegatos de conclusión, es decir hasta el veintiséis (26) de septiembre de 2019. Lo anterior, en virtud del principio de igualdad dispuesto en el numeral 2 del artículo 3 de la Ley 1437 de 2011, si se tiene en cuenta que es el mismo plazo otorgado a las partes interesadas en la investigación para formular sus alegatos de conclusión después de las respuestas a los requerimientos de oficio.

En mérito de lo expuesto,

RESUELVE

Artículo 1°. Prorrogar hasta el doce (12) de septiembre de 2019, el término para la presentación de alegatos de conclusión contemplados en el literal d) del artículo 4 de la Resolución 085 del 3 de mayo de 2019.

Artículo 2°. Prorrogar hasta el veintiséis (26) de septiembre de 2019, el plazo con que cuenta la Dirección de Comercio Exterior para convocar al Comité de Prácticas Comerciales con el fin de presentarle el Informe Técnico Final.

Artículo 3°. Comunicar el contenido de la presente resolución a las partes interesadas.

Artículo 4°. Contra la presente resolución no procede recurso alguno por ser un acto administrativo de trámite expedido en interés general, en virtud de lo dispuesto en el artículo 75 del Código de Procedimiento Administrativo y de lo Contencioso Administrativo.

Artículo 5°. La presente resolución rige a partir de su publicación en el Diario Oficial.

PUBLÍQUESE, COMUNÍQUESE Y CÚMPLASE.

Dada en Bogotá D.C. a los, 30 AGO. 2019

LUIS FERNANDO FUENTES IBARRA

Proyectó: Grupo Dumping y Subvenciones
Revisó: Eloisa Fernandez/ /Diana Pinzon
Aprobó: Luis Fernando Fuentes Ibarra

DIRECCIÓN DE COMERCIO EXTERIOR
Folio No. 7753

De: Hader Andres Gonzalez Mosquera - Cont
Enviado el: lunes, 02 de septiembre de 2019 5:54 p. m.
Para: Loke, Yue Heng EOP/USTR <YueHeng.Loke@ustr.eop.gov>; michael.conlon@fas.usda.gov; benjamin.rau@fas.usda.gov; ShepherdLW@state.gov; moises.huerta@fas.usda.gov; Juan David Barbosa <juan.barbosa@phrlegal.com>; Juan David López <juan.lopez@phrlegal.com>; mcastiblanco@ibarra.legal; contabilidad@fedebiocombustibles.com; infoterpel@terpel.com; corpropaz@gmail.com; diana.bernal@combios.com.co; rsaldana@murexltd.com; info@benzinellc.com; sales@oxxe1.com; oxxe@oxxe1.com; contabilidad@oxxe1.com; rosmery.alvarez@oxxe1.com
CC: Eloisa Fernandez <efernandez@mincit.gov.co>; Luciano Chaparro <lchaparro@mincit.gov.co>; Yessika Fazully Masmela Fonseca <ymasmela@mincit.gov.co>
Asunto: Resolución 202 del 30 de agosto de 2019

Respetados señores:

De manera atenta, me permito informarles que por medio de los artículos 1 y 2 de la Resolución 202 del 30 de agosto de 2019, la Dirección de Comercio Exterior del Ministerio de Comercio, Industria y Turismo resolvió lo siguiente:

> *"**Artículo 1°**. Prorrogar hasta el doce (12) de septiembre de 2019, el término para la presentación de alegatos de conclusión contemplados en el literal d) del artículo 4 de la Resolución 085 del 3 de mayo de 2019.*
>
> ***Artículo 2°**. Prorrogar hasta el veintiséis (26) de septiembre de 2019, el plazo con que cuenta la Dirección de Comercio Exterior para convocar al Comité de Prácticas Comerciales con el fin de presentarle el Informe Técnico Final".*

Cordialmente,

ELOISA FERNANDEZ DE DELUQUE
Subdirectora de Prácticas Comerciales
Dirección de Comercio Exterior
Ministerio de Comercio Industria y Turismo
efernandez@mincit.gov.co
Calle 28 No. 13a 15 Piso 16
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DIRECCIÓN DE COMERCIO EXTERIOR
Versión Pública
Folio No. 775

De: Luciano Chaparro
Enviado el: jueves, 12 de septiembre de 2019 4:14 p. m.
Para: Rau, Benjamin D <Benjamin.Rau@fas.usda.gov>
CC: Bean, Casey E <BeanCE@state.gov>; Huerta, Moises G <Moises.Huerta@fas.usda.gov>; Gomez, Lady A <GomezLA@state.gov>; Loke, Yue Heng EOP/USTR <YueHeng.Loke@ustr.eop.gov>; Jarrell, Philip - FAS, Washington, DC <Philip.Jarrell@fas.usda.gov>; Meyer, Thomas - FAS, Washington, DC <Thomas.Meyer@fas.usda.gov>; Eloisa Fernandez <efernandez@mincit.gov.co>; Hader Andres Gonzalez Mosquera - Cont <hgonzalez@mincit.gov.co>; Manseau, Gwenann S. EOP/USTR <Gwenann.S.Manseau@ustr.eop.gov>; Klepek, James - FAS, Washington, DC <James.Klepek@fas.usda.gov>
Asunto: RE: Comunicación de Gobierno de Estados Unidos

Estimado Señor Rau,

Confirmamos que hemos recibido los documentos adjuntos a su mensaje, los que incorporaremos al expediente SB- 249-01-01, conformado para la investigación iniciada con el fin de determinar la existencia, cuantía y efectos en la rama de la producción Colombiana de supuestas subvenciones en las importaciones de alcohol carburante (etanol), originarias de los Estados Unidos de América.

Dichos documentos serán llevados al expediente: SB- 249-01-01 en sus versiones publica y confidencial.

Cordial saludo,

LUCIANO CHAPARRO BARRERA
Coordinador Grupo Dumping y Subvenciones
Subdirección de Prácticas Comerciales
Dirección de Comercio Exterior
lchaparro@mincit.gov.co
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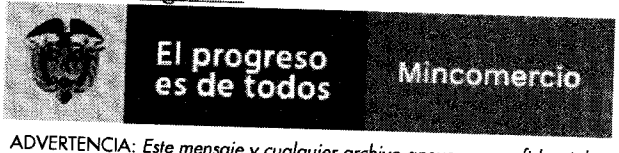

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De: Rau, Benjamin D [mailto:Benjamin.Rau@fas.usda.gov]
Enviado el: jueves, 12 de septiembre de 2019 2:17 p. m.
Para: Luciano Chaparro <lchaparro@mincit.gov.co>
CC: Bean, Casey E <BeanCE@state.gov>; Huerta, Moises G <Moises.Huerta@fas.usda.gov>; Gomez, Lady A <GomezLA@state.gov>; Loke, Yue Heng EOP/USTR <YueHeng.Loke@ustr.eop.gov>; Jarrell, Philip - FAS, Washington, DC <Philip.Jarrell@fas.usda.gov>; Meyer, Thomas - FAS, Washington, DC <Thomas.Meyer@fas.usda.gov>; Eloisa Fernandez <efernandez@mincit.gov.co>;

Hader Andres Gonzalez Mosquera - Cont <hgonzalez@mincit.gov.co>; Manseau, Gwenann S. EOP/USTR <Gwenann.S.Manseau@ustr.eop.gov>; Klepek, James - FAS, Washington, DC <James.Klepek@fas.usda.gov>
Asunto: Comunicación de Gobierno de Estados Unidos

Estimado Luciano,

Cumplo con transmitir los documentos adjuntos a este mensaje, elaborados por nuestros colegas de USTR.
Apreciaré confirme la recepción de los mismos.

Cordialmente,

Benjamin (Ben) Rau
Agricultural Attaché /Agregado Agricola
U.S. Embassy / Embajada EEUU- Bogotá, Colombia
Tel: +57-1-275-2770
Email: ben.rau@fas.usda.gov

http://saborusa.co/

SBU

EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE
WASHINGTON, D.C. 20508

DIRECCIÓN DE COMERCIO EXTERIOR
Versión Pública:
Folio No. 7755

12 de septiembre de 2019

Luciano Chaparro
Coordinador Grupo Dumping y Subvenciones
Ministerio de Comercio, Industria y Turismo
Calle 28 N° 13A-15, Piso 16
Bogotá, Colombia

Re: Investigación Medidas Compensatorias para Etanol proveniente de los Estados Unidos

Estimado Sr. Chaparro:

Adjunto encontrará el resumen del caso de los Estados Unidos con respecto a la investigación de medidas compensatorias para el etanol proveniente de los Estados Unidos.

Los Estados Unidos agradecen la cooperación continua y la comunicación receptiva por parte del MINCIT a lo largo de este proceso. Por favor no dude en contactar al suscrito si tiene alguna pregunta a este respecto.

Cordialmente,

Yue Heng Loke
Assistant General Counsel
Oficina del Representante de Comercio de los EEUU

DIRECCIÓN DE COMERCIO EXTERIOR
Versión Pública:
Folio No. 7755

RESUMEN DEL CASO DE LOS ESTADOS UNIDOS CON RESPECTO A LA INVESTIGACIÓN DE MEDIDAS COMPENSATORIAS PARA ETANOL PROVENIENTE DE LOS ESTADOS UNIDOS

PRODUCTO: ALCOHOL CARBURANTE (ETANOL) PROVENIENTE DE LOS ESTADOS UNIDOS DE AMÉRICA, CLASIFICADO BAJO LA SUBPARTIDA ARANCELARIA 2207.20.00.00

Septiembre 12 de 2019

1. Este resumen resalta ciertos puntos con respecto a la investigación de medidas compensatorias ("MC") para el etanol proveniente de los Estados Unidos. Aunque no es una recitación de todos los puntos explicados por el gobierno de los Estados Unidos durante el curso de esta investigación, creemos que los siguientes puntos son de particular relevancia para la determinación del Ministerio de Comercio, Industria y Turismo ("MINCIT"):

I. LAS PRÁCTICAS Y LAS LEYES COLOMBIANAS DE MC NO SON IDÉNTICAS A LAS LEYES Y PRÁCTICAS DE MC DE LOS EEUU.

2. Primero que todo, Estados Unidos observa que el peticionario en la presente investigación de MC citó en varias etapas las leyes y prácticas locales de los EEUU con respecto a MC a manera de guía interpretativa para la operación de las leyes colombianas de MC. Sin embargo, existen diferencias fundamentales en la manera en la que se llevan las investigaciones en los Estados Unidos y en Colombia. El peticionario, bajo la asesoría de expertos conocedores del sistema estadounidense, selecciona únicamente ciertos aspectos de las prácticas de los EEUU en materia de MC las cuales se acomodan a sus necesidades sin tener en cuenta las diferencias institucionales entre los sistemas estadounidense y colombiano.

3. Por ejemplo, el sistema colombiano de investigaciones por subsidios no tiene partes obligatorias (mandatory respondents) que deben participar en el procedimiento como en el sistema de los Estados Unidos. El proceso colombiano, por el contrario, se basa en la participación voluntaria, que es perfectamente compatible con las normas de la OMC.

4. Además, abordar cualquier argumento que interprete las regulaciones y practicas estadounidenses es efectivamente litigar la ley estadounidense. Con todo el respeto que merecen las autoridades colombianas, Estados Unidos cree firmemente que este proceso simplemente no es el foro apropiado para hacerlo.

II. EL GOBIERNO DE LOS EEUU PARTICIPO DE LLENO Y ACTIVAMENTE EN LA PRESENTE INVESTIGACIÓN DE MC.

5. Segundo, con respecto a la participación de Estados Unidos en este proceso, Estados Unidos ha brindado su total cooperación y particularmente ha respondido a todas las solicitudes de información y datos por parte del MINCIT.

6. Efectivamente, mediante tres entregas completas, los Estados Unidos han hecho un esfuerzo considerable para asegurarse de que el MINCIT haya recibido toda la información y datos relevantes solicitados a los gobiernos federales y estatales. En su más reciente entrega del 20 de agosto del 2019, los Estados Unidos incluso hicieron un increíble esfuerzo para ayudar al MINCIT a ubicar un punto de referencia apropiado para una compañía específica. Estados Unidos espera totalmente que el MINCIT trate la información suministrada de manera justa y no arbitraria de conformidad con el Acuerdo de Subvenciones y Medidas Compensatorias.

III. EL MONTO DE SUPUESTOS SUBSIDIOS DEBE SER ASIGNADO CORRECTAMENTE ENTRE PRODUCTOS.

7. Tercero, el monto de supuestos subsidios debe reflejar de manera correcta el porcentaje real de la producción de maíz utilizado para producir etanol. Esto se resaltó y se explicó en la

respuesta al cuestionario por parte del gobierno de los Estados Unidos con fecha del 26 de marzo de 2019, y se reiteró en la audiencia del 25 de junio y en la posterior radicación del 20 de agosto.

8. Como tema inicial, reconocemos y elogiamos que el MINCIT correctamente tomó en cuenta la distribución de coproductos en la estimación del monto de beneficios identificados a la producción de maíz transferidos a los productores de etanol.

9. Sin embargo, como se indicó en la audiencia del 25 de junio y en la radicación del 20 de agosto, el monto de cualquier supuesto subsidio al maíz transferido a los productores de etanol debe limitarse a no más del 37,6 por ciento proporcionalmente distribuido entre el etanol y los productos secundarios del etanol (por ejemplo, granos de destilería) y que solamente un 68,75 por ciento de ese 37,6 por ciento debe ser distribuido al etanol. Efectivamente, solo el 26 por ciento de los supuestos subsidios a la producción de maíz puede ser atribuido a los productores de etanol.

IV. EL PERJUICIO A LA INDUSTRIA NACIONAL ES CAUSADO POR OTROS FACTORES CONOCIDOS.

10. Por último, sin perjuicio de lo anterior, los Estados Unidos creen que hay bases suficientes para que el MINCIT tome una determinación negativa con respecto a que las importaciones de etanol proveniente de los Estados Unidos estén causando o amenacen con causar daños materiales la industria colombiana de etanol. Específicamente, simplemente no hay una relación causal entre las importaciones de etanol de los Estados Unidos y ningún daño a la industria nacional en Colombia.

11. Tal y como lo resaltamos en la audiencia, la regulación nacional colombiana de hecho incentivaba las importaciones hacia el mercado. Por lo tanto, las importaciones provenientes de los EEUU entraron al mercado colombiano no porque estuviesen presuntamente con precios bajos o presuntamente subsidiadas, sino porque a las importaciones que anteriormente eran prohibidas ahora se les permite entrar en el mercado.

12. En consecuencia, cualquier daño que la industria nacional haya sufrido no fue causado por importaciones supuestamente subsidiadas compitiendo en materia de precio, sino más bien fue causado por limitaciones de la oferta nacional debidas a desastres naturales (Fuertes lluvias relacionadas con el fenómeno del Niño). El MINCIT no debe atribuir el daño causado por estos otros factores conocidos a importaciones supuestamente subsidiadas.

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