

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

HARVEST FAMILY CHURCH,  
HI-WAY TABERNACLE, and  
ROCKPORT FIRST ASSEMBLY OF  
GOD,

*Plaintiffs,*

v.

FEDERAL EMERGENCY  
MANAGEMENT AGENCY, WILLIAM  
B. LONG, Administrator of the Federal  
Emergency Management Agency,

*Defendants.*

Civil No. 4:17-cv-2662  
**Jury Demanded**

**THIRD DECLARATION OF PASTOR PAUL CAPEHART**

1. My name is Paul Capehart. I am over the age of 21 and am capable of making this unsworn declaration pursuant to 28 U.S.C. § 1746. I have not been convicted of a felony or crime involving dishonesty, and the facts contained herein are within my personal knowledge.

2. I am the pastor of Harvest Family Church.

3. In Exhibit 1, I have attached true and correct copies of emails I have received from the Texas Division of Emergency Management (“TDEM”) regarding Harvest Family’s Public Assistance (“PA”) grant application.

4. While TDEM’s initial responses to Harvest Family’s PA grant application asked for some additional information, TDEM has since confirmed that it received all requested documents from Harvest Family.

5. Further, none of TDEM's responses to Harvest Family's PA grant application stated that the application was incomplete because we had not yet submitted evidence that Harvest Family applied for a Small Business Administration loan.

6. I understand that some PA grant applicants are already receiving funds, and that expedited PA grant funding has been offered to some applicants. My church has not received an offer for expedited PA grants.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 12, 2017.

/s/ Paul Capehart  
Paul Capehart

# **Exhibit 1**

**From:** "Taylor, Michelle D" <[Michelle.Taylor@dps.texas.gov](mailto:Michelle.Taylor@dps.texas.gov)>  
**Date:** October 10, 2017 at 8:03:17 AM CDT  
**To:** Paul Gmail <[paulcapehart@gmail.com](mailto:paulcapehart@gmail.com)>  
**Subject: RE: DR 4332 | <Harvest Family Church> | Additional Documentation Request**  
Good morning,

We have received all requested documents. We will contact you if we need any additional information.

***Michelle Taylor, M.S.***

Texas Division of Emergency Management  
Texas Homeland Security  
Texas Department of Public Safety  
O: 512-424-5294

[Michelle.Taylor@dps.texas.gov](mailto:Michelle.Taylor@dps.texas.gov)  
[www.txdps.state.tx.us/dem](http://www.txdps.state.tx.us/dem)



**From:** Paul Gmail [<mailto:paulcapehart@gmail.com>]  
**Sent:** Monday, October 09, 2017 1:51 PM  
**To:** Taylor, Michelle D  
**Subject:** DR 4332 | <Harvest Family Church> | Additional Documentation Request

Hi Michelle,

Thanks for your email. I've attached the requested documents. On the articles of incorporation, I've included the amendments reflecting the Church's official name changes. Also, as noted in the application materials, Harvest Family is a church and was established and is primarily used for religious purposes. So it's our understanding that the church's facilities are ineligible for PA grants, but we are applying because we need the help.

If you have any questions, please let me know.

Thanks,

Pastor Paul Capehart

**From:** "Taylor, Michelle D" <[Michelle.Taylor@dps.texas.gov](mailto:Michelle.Taylor@dps.texas.gov)>

**Date:** September 27, 2017 at 11:47:18 AM CDT

**To:** "[paulcapehart@gmail.com](mailto:paulcapehart@gmail.com)" <[paulcapehart@gmail.com](mailto:paulcapehart@gmail.com)>

**Subject:** DR 4332 | <Harvest Family Church> | Additional Documentation Request

Greetings,

My name is Michelle Taylor and I am with the Texas Division of Emergency Management (TDEM). In reviewing your Request for Public Assistance (RPA) for the Hurricane Harvey DR-(4332), the following information is needed to process your application:

- Request for Public Assistance (RPA) Form (attached) – Please fill out the alternate contact info on the RPA form. I attached the partially filled out form, for your convenience, and I attached a blank RPA form.
- Letter of Account Status from the Department of the Treasury Internal Revenue Service
- Designation of Applicant's Agent (DAA) (attached)
- Direct Deposit Authorization (DDA) (attached)
- By-laws
- Articles of Incorporation
- Proof of Ownership or Lease

Please complete and return the attached documents via email as soon as possible. We will continue processing your application once all requested information is received.

Thank you,

Michelle

***Michelle Taylor, M.S.***

Texas Division of Emergency Management

Texas Homeland Security

Texas Department of Public Safety

O: 512-424-5294

[Michelle.Taylor@dps.texas.gov](mailto:Michelle.Taylor@dps.texas.gov)

[www.txdps.state.tx.us/dem](http://www.txdps.state.tx.us/dem)



