

■ ■ ■ ■ ■ ■ ■

# Appraisal Subcommittee

*Federal Financial Institutions Examination Council*

December 21, 2017

Mr. Robert D. Burgess  
Vice President  
City Bank and Trust Company  
Box 1228  
Guymon, OK 73942

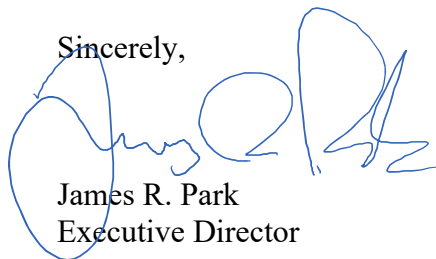
Dear Mr. Burgess:

This letter is a second response to your December 5, 2017 letter requesting a temporary waiver. Appraisal Subcommittee (ASC) staff originally responded to your request on December 5, 2017, advising you of the requirements for filing a request pursuant to the ASC's regulations (staff email attached). Once all required information is received, the ASC can consider whether to initiate a temporary waiver proceeding. The ASC will then publish in the *Federal Register* either a copy of the received request or an order initiating a temporary waiver proceeding for 30-day comment period.

The next regularly scheduled Meeting of the ASC is February 14, 2018. If you would like your request to be considered by the ASC at that Meeting, it will be necessary for you to submit a completed request with the additional information outlined in our December 5, 2017 email by January 15, 2018.

Please advise if you intend to submit a completed request by that date. Alternatively, please advise ASC staff of your proposed schedule to submit a completed request for consideration. If you have any questions, please contact me ([jim@asc.gov](mailto:jim@asc.gov)) or Alice Ritter ([alice@asc.gov](mailto:alice@asc.gov)).

Sincerely,



James R. Park  
Executive Director

Attachment

Cc: Oklahoma Real Estate Appraiser Board

**From:** Alice M. Ritter  
**To:** ["Robert Burgess"](#)  
**Cc:** [James R. Park](#)  
**Bcc:** [Denise Graves](#); [Ada Bohorfoush](#); [Lori L. Schuster](#)  
**Subject:** RE: Temporary Appraisal Waiver  
**Date:** Tuesday, December 5, 2017 1:42:00 PM

---

Mr. Burgess,

This is in response to your email requesting a temporary waiver pursuant to section 1119 (b) of Title XI of the Financial Institutions Reform, Recovery, and Enforcement Act of 1989, as amended (Title XI). The statute allows the ASC, subject to concurrence of the Federal Financial Institutions Examination Council (FFIEC), to temporarily waive certification or licensing requirements when, in a particular area: (1) there is a scarcity of appraisers; and (2) the scarcity is leading to significant delays in appraisal services for federally related transactions (FRTs).

The Appraisal Subcommittee (ASC) adopted regulations governing temporary waiver relief which are in volume 12 of the Code of Federal Regulations, part 1102 (12 CFR 1102), with requirements for filing a request in subsection 1102.3. Those requirements for filing are:

- The requirement or requirements of State law from which relief is being sought
- A description of all significant problems currently being encountered in efforts to comply with Title XI
- The nature of the scarcity of certified or licensed appraisers (including supporting documentation)
- The extent of the delays anticipated or experienced in obtaining the services of certified or licensed appraisers (including supporting documentation)
- The reasons why the requester believes that the requirement or requirements are causing the scarcity of certified or licensed appraisers and the service delays

Each of these items above must be addressed, including supporting documentation when appropriate. It is strongly encouraged that the request include meaningful suggestions and recommendations for remedying the situation.

In accordance with 12 CFR 1102, a copy of your request has been forwarded to the OK State appraiser regulatory agency. Once all required information is received, the ASC will consider whether to initiate temporary waiver proceeding. If initiated, the ASC is required to publish notice in the Federal Register for 30-day comment period. Within 45 days of that publication, the ASC shall either grant or deny upon specified conditions (such order shall respond to comments received and be published in the Federal Register). If approved, FFIEC concurrence is required.

The more specificity you are able to provide in response to the requirements listed above, the better the ASC and staff will be able to respond. Any additional information may be submitted to either

James R. Park, Executive Director, at [Jim@asc.gov](mailto:Jim@asc.gov), or Alice M. Ritter, General Counsel, at [Alice@asc.gov](mailto:Alice@asc.gov).

Sincerely,  
Alice

Alice M. Ritter  
General Counsel  
Appraisal Subcommittee of the  
Federal Financial Institutions Examination Council  
1401 H Street NW, Ste 760  
Washington, DC 20005  
Direct (202) 595-7577  
Cell (202) 604-5914  
[alice@asc.gov](mailto:alice@asc.gov)

---

**From:** Robert Burgess [mailto:[rburgess@cbtguymon.com](mailto:rburgess@cbtguymon.com)]  
**Sent:** Tuesday, December 5, 2017 11:39 AM  
**To:** Alice M. Ritter <[alice@asc.gov](mailto:alice@asc.gov)>  
**Subject:** Temporary Appraisal Waiver

I have attached my request for a temporary waiver prior to knowing who I would be sending it to. Could you look this over and give me some additional insight as to how and where this needs to be completed and to whom it must be sent for consideration. Also, is my letter sufficient according to the criteria to suffice for the request? Thanks for your help.

*Robert D. Burgess VP*

Phone 580-338-6561  
Fax 580-338-1525  
Box 1228  
City Bank & Trust Co  
Guymon, Ok 73942

This e-mail message (and attachments) may contain confidential information. If you are not the intended recipient, you cannot use, distribute, or copy the message or attachments. Opinions, conclusions, and other information in this message and attachments that do not relate to official business are neither given nor endorsed by City Bank and Trust Company.