

Quarterly Survey of Industrial, Commercial, & Institutional Coal Users Form EIA-3

YOUR RESPONSE IS REQUIRED BY LAW

This report is **mandatory** under the Federal Energy Administration Act of 1974 (Public Law 93-275). Failure to comply may result in criminal fines, civil penalties, and other sanctions as provided by law. **Title 18 USC 1001 makes it a criminal offense for any person knowingly and willingly to make to any Agency or Department of the United States any false, fictitious, or fraudulent statements as to any matter within its jurisdiction.**

All companies operating coke plants within the United States during the reporting quarter must submit form EIA-3. All other sites actively using coal in excess of 1,000 short tons of anthracite, bituminous, subbituminous, lignite, or refined coal during the sum of the previous four reporting quarters must submit Form EIA-3.

Submit a separate Form EIA-3 for each site consuming or using the coal.

PURPOSE

The U.S. Energy Information Administration's (EIA) Form EIA-3, *Quarterly Survey of Industrial, Commercial, & Institutional Coal Users*, collects data from U.S. manufacturing plants, coal transformation/processing plants, coke plants, and commercial and institutional users of coal. The information collected includes basic statistics concerning coal consumption, prices, quality, and stocks. These data appear in the *Annual Coal Report*, *Quarterly Coal Report*, *Monthly Energy Review*, and *State Energy Profiles*. In addition, the EIA uses the data for coal demand analyses and in short-term modeling efforts, which produce forecasts of coal demand that may be presented to Congress. The forecast data appear in the *Short-Term Energy Outlook* and *Annual Energy Outlook* as well.

DUE DATE

Submit form EIA-3 no later than **30 days** after the end of the reporting quarter. The reporting quarters are as follows: First Quarter, January 1- March 31; Second Quarter, April 1 - June 30; Third Quarter, July 1 - September 30; Fourth Quarter, October 1 - December 31.

HOW TO FILE A RESPONSE

Respondents must use the U.S. Energy Information Administration Respondent Portal to access the EIA-3 campaign and submit data. With the Internet-based option, EIA uses security protocols to protect the information against unauthorized access during transmission. EIA does not accept email, fax, or mailed paper forms.

Data Submission Method

By Internet: <https://survey.eia.gov>

QUESTIONS

Please contact the EIA Survey Support Team using the following communication methods:

By email: EIA4USA@eia.gov

By phone: 1-855-EIA-4USA (1-855-342-4872) [Monday through Friday, 8:00 AM - 6:00 PM E.T.]

PART 1: COMPANY CONTACT INFORMATION

Respondent ID#: EIA-923 Site ID:
Reporting for Quarter: Calendar Year:

1 What is the name and location for this site?

Site Name:
City Name: State: Zip Code:

2 What is the contact information for the preparer for this site?

Preparer's Name: Title:
Street Address:
City: State: Zip Code:
Preparer's Telephone: () - Preparer's Fax: () -
Preparer's Email:

3 What is the contact information for the preparer's supervisor for this site?

Supervisor's Name: Title:
Street Address:
City: State: Zip Code:
Supervisor's Telephone: () - Supervisor's Fax: () -
Supervisor's Email:

4 What is the contact information for this company?

- Report contact information for the company that owns the site for which this survey is being completed.
- The company contact person must be able to verify all the information submitted and answer any questions concerning the information reported on this survey.
- The company contact person should **NOT** be the preparer.

Company's Name:
Street Address:
City: State: Zip Code:
Company Contact Person: Title:
Contact Person's Telephone: () - Contact Person's Fax: () -
Contact Person's Email:

PART 2: COMPANY AND SITE INFORMATION

- 1 Provide the North American Industry Classification System (NAICS) code and a brief product description of the company's primary products and/or services.

NAICS code:

Product Description:

- 2 Does this site operate a coke oven?

- Yes
 No

- 3 Which of the following options best describes your company's primary product and/or services? *Select only one.*

- Manufacturing facilities — *Skip to* 5
 Institutional entities — *Skip to* 5
 Commercial entities — *Skip to* 5
 Coal Transformation/Processing plants — *Continue to* 4

- 4 Which plant type best describes this site for which you are reporting? *Select only one.*

- Coking plant
 Gasification plant
 Liquefaction plant
 Refining plant

- 5 Does this site have a coal-fired electric generating nameplate capacity of 1MW or greater?

Note:

- Generator nameplate capacity (installed): The maximum rated output of a generator, prime mover, or other electric power production equipment under specific conditions designated by the manufacturer. Installed generator nameplate capacity is commonly expressed in megawatts (MW) and is usually indicated on a nameplate physically attached to the generator.

- Yes
 No

PART 2 continues on the next page.

PART 2 CONTINUED: COMPANY AND SITE INFORMATION

6 Does this site use another fuel for co-firing?

Notes:

- Co-firing is the simultaneous use of two or more fuels by a single combustion system.
- Please indicate appropriate unit of measurement for type of fuel for quantity of fuel and average heat content below.

Exclude:

- The limited use of a second fuel for start-up or flame stabilization.

Yes — Please fill out Table 6.A.

No— Move on to Question 7.

6 A.	Additional Fuel Source			Heat Content of Fuel	
	Type of Fuel	Quantity	Unit of Measurement	Heat Content	Unit of Measurement

7 Does this site have CO2 capture equipment?

Yes — What is the amount of CO2 captured during this quarter? metric tons

No

PART 3: COAL CONSUMPTION AND COST AT THIS SITE

1 Report the following disposition at this site during the reporting quarter:

Ending Coal Stocks from Previous Quarter..... short tons

Quantity of Coal Received During Quarter

- **Note:** This value should match the Total entered in **Part 4**, Item 1, Column B (Quantity of Coal Received from this Origin).....

+ short tons

Quantity of Coal Consumed During Quarter..... - short tons

Adjustments

- **Report** any changes in stocks during the reporting quarter due to any stock losses, reassessments, transfers to or from other sites owned by the same parent company, or sales of coal stocks to other companies.
- Enter a "+" or "-" sign to indicate whether the adjustment is an addition or reduction to your site's stocks.
- If a value is entered, explain adjustment below.....

short tons

Ending Coal Stocks..... = short tons

2 What was the cost of the coal received at this site during the reporting quarter?

- **Include** insurance, freight and taxes (i.e., the delivered cost at the site).

Total Cost of Coal Received During Quarter..... \$.00

3 Did this site receive coal from a broker during the reporting quarter?

- Yes - **Continue to 3A**
- No

3A Please provide the contact information for your broker.

Company Name	Contact Name	Email Address	Phone Number

PART 4: CHARACTERISTICS OF COAL RECEIPTS AT THIS SITE

1 What are the characteristics of the coal receipts at this site during the reporting quarter?

Notes:

- **Origin of Coal (A) and Rank of Coal (D):** See page 13 for codes.
- **Mine Safety and Health Administration (MSHA) ID of Coal Mine (C):** Refer to <http://www.msha.gov/drs/drshome.htm#MID> for assistance in finding the MSHA ID.
- **Is this a Spot-Market or Contract Purchase? (E):** Coal received from spot-market purchases and from contract purchases must be reported separately. Data on coal received under each purchase order or contract from the same supplier must be reported separately. Coal purchases can be aggregated when supplier, purchase type, contract data, rank of coal, mode of transportation, costs, fuel quality, and all mine information are identical.
- **Is this a Spot-Market or Contract Purchase Codes (E):** S—Spot-Market; C—Contract Purchase.

Each line runs across pages 6 and 7. After entering column (F) data on page 6 for any line, continue with column (G) on page 7 for the same line.

- Multiple shipments received from one MSHA ID can be combined into one entry as long as Coal Rank is the same.
- Input the computed weighted average for heat, sulfur, ash, and mercury content.

EXAMPLES

Line Number	Origin of Coal State or Country (A)	Quantity of Coal Received from this Origin (B)	MSHA ID of Coal Mine (C)	Rank of Coal (D)	Is this a Spot-Market or Contract Purchase? (E)	Heat Content BTU per Pound (F)	Continue with Column (G) on Page 7
0	AL	20,000 short tons	103321	BIT	C	12,715	→
00	EKY	5,000 short tons	1512564	BIT	S	12,950	→
1		short tons					→
2		short tons					→
3		short tons					→
4		short tons					→
5		short tons					→
6		short tons					→
7		short tons					→
8		short tons					→
9		short tons					→
10		short tons					→
11		short tons					→
12		short tons					→
Total:		short tons					

PART 4 CONTINUED: CHARACTERISTICS OF COAL RECEIPTS AT THIS SITE

1 What are the characteristics of the coal receipts at this site during the reporting quarter?

Notes:

- **Mercury Content (I):** If lab tests of the coal receipts do not include the mercury content, enter the amount specified in the contract with the supplier. If mercury content information is not available from these sources, please enter "0" for mercury content.
- **Commodity Cost (J):** Commodity cost is free-on-board and **does not include** freight, insurance, and taxes.
- **Average Cost of Delivered Coal (K):** Report Commodity Cost (J), plus insurance, freight, and taxes.
- **Mode of Transportation (L, M):** The Primary Mode of Transportation refers to the longest leg from the mine. The Secondary Mode of Transportation refers to the second longest leg from the mine. See page 13 for additional instructions on Mode of Transportation.
- **Mode of Transportation Codes (L, M):** TR—Truck; RR—Railroad; BG—Barge; GL—Great Lakes and tidewater barges and colliers; PC—Pipelines, slurry pipelines, conveyors and tramways; OV—Ocean vessel.

Line Number	Sulfur Content	Ash Content	Mercury Content	Commodity Cost/Ton	Average Cost of	Primary Mode	Secondary Mode
	Percent by weight to nearest 0.01%	Percent by weight to nearest 0.01%	Parts per million on a dry basis to nearest .001	(Report Cost of Coal Only) Dollars per short ton	Delivered Coal / Ton (Report Commodity Cost (J) + Insurance, Freight, and Taxes) Dollars per short ton	of Transportation From Mine with- in United States	of Transportation From Mine with- in United States
	(G)	(H)	(I)	(J)	(K)	(L)	(M)
0	1.29 %	11.31 %	0.021	\$ 95.00	\$ 100.00	RR	TR
00	1.25 %	11.22 %	0.010	\$ 100.00	\$ 105.00	TR	
1	%	%		\$.00	\$.00		
2	%	%		\$.00	\$.00		
3	%	%		\$.00	\$.00		
4	%	%		\$.00	\$.00		
5	%	%		\$.00	\$.00		
6	%	%		\$.00	\$.00		
7	%	%		\$.00	\$.00		
8	%	%		\$.00	\$.00		
9	%	%		\$.00	\$.00		
10	%	%		\$.00	\$.00		
11	%	%		\$.00	\$.00		
12	%	%		\$.00	\$.00		

PART 5: COKING PLANTS ONLY

1 Are you reporting for a coking plant?

- Yes — *Continue to* 2
- No — *Skip to* **Part 6**

2 What were the coke and breeze production, distribution, and ending stocks at this coking plant during the reporting quarter?

	<u>Coke</u>	<u>Breeze</u>
Ending Stocks from Previous Quarter.....	<input type="text"/> short tons	<input type="text"/> short tons
Production.....	+ <input type="text"/> short tons	+ <input type="text"/> short tons
Quantity Consumed by your Company.....	- <input type="text"/> short tons	- <input type="text"/> short tons
Quantity of Domestic Sales.....	- <input type="text"/> short tons	- <input type="text"/> short tons
Quantity of Export Sales.....	- <input type="text"/> short tons	- <input type="text"/> short tons
Adjustments.....	+/- <input type="text"/> short tons	+/- <input type="text"/> short tons
<hr/>		
Ending Stocks.....	<input type="text"/> short tons	<input type="text"/> short tons

3 What was the total revenue from coke and breeze commercial sales at this coking plant during the reporting quarter?

	<u>Coke</u>	<u>Breeze</u>
Total Revenue from Domestic Sales.....	\$ <input type="text"/> .00	\$ <input type="text"/> .00
Total Revenue from Export Sales.....	\$ <input type="text"/> .00	\$ <input type="text"/> .00
<hr/>		
Total Sales.....	\$ <input type="text"/> .00	\$ <input type="text"/> .00

PART 6: GASIFICATION PLANTS ONLY

1 Are you reporting for a gasification plant?

- Yes — *Continue to* 2
- No — *Skip to* **Part 7**

2 Does this gasification plant *gasify coal in-situ*?

- Yes — How deep is the coal seam fueling the process? feet
- No

3 What was the distribution of the gasified coal produced at this gasification plant during the reporting quarter?

- State codes and “Type of Consumer” codes are on page 14.
- If you need more room, copy page 9.

Report States Serviced by the Pipeline	How much of that gasified coal was distributed or sold?	Type of Consumer
	<input type="text"/> thousand cubic feet	<input type="text"/>
	<input type="text"/> thousand cubic feet	<input type="text"/>
	<input type="text"/> thousand cubic feet	<input type="text"/>
	<input type="text"/> thousand cubic feet	<input type="text"/>
	<input type="text"/> thousand cubic feet	<input type="text"/>
	<input type="text"/> thousand cubic feet	<input type="text"/>
Total:		<input type="text"/> thousand cubic feet

4 What was the average heat content of the gasified coal produced at this gasification plant during the reporting quarter?

BTU per cubic foot

5 What were the byproducts of the gasified coal produced at this gasification plant during the reporting quarter?

- If you need more room, copy page 9.

Byproduct of the Gasified Coal	Unit of Measurement	Quantity Produced	Quantity Distributed or Sold

PART 7: LIQUEFACTION PLANTS ONLY

1 Are you reporting for a liquefaction plant?

- Yes — *Continue to* 2
- No — *Skip to* **Part 8**

2 What was the distribution of the liquefied coal produced at this liquefaction plant during the reporting quarter?

- “State or Country where the Liquefied Coal went to,” “Type of Consumer,” and “Primary/Secondary Mode of Transportation from Plant” codes are on page 14.
- If you need more room, copy page 10.

State or Country where the Liquefied Coal went to:	Quantity Distributed or Sold to each State or Country	Type of Consumer	Primary Mode of Transportation from Plant	Secondary Mode of Transportation from Plant
	short tons			
	short tons			
	short tons			
	short tons			
	short tons			
	short tons			
Total:				
	short tons			

3 What was the average sulfur content as a percentage of the liquefied coal produced at this liquefaction plant during the reporting quarter?

____ . ____ %

4 What was the average heat content of the liquefied coal produced at this liquefaction plant during the reporting quarter?

____ BTU per barrel

5 What were the byproducts of the liquefied coal produced at this liquefaction plant during the reporting quarter?

- If you need more room, copy page 10.

Byproduct of the Liquefied Coal	Unit of Measurement	Quantity Produced	Quantity Distributed or Sold

PART 8: COAL REFINING PLANTS ONLY

1 Are you reporting for a coal refining plant?

- Yes — *Continue to* 2
- No — *Skip to* **Part 9**

2 What was the disposition of the refined coal stocks at this coal refining plant during the reporting quarter?

Ending Refined Coal Stocks from Previous Quarter.....			short tons
Refined Coal Produced	+		short tons
Quantity of Refined Coal Consumed.....	-		short tons
Quantity of Refined Coal Sold.....	-		short tons
Other Adjustments.....	+/-		short tons

Refined Coal Ending Stocks..... = short tons

3 What was the distribution of the refined coal produced at this coal refining plant during the reporting quarter?

- “State or Country where the Refined Coal went to,” “Type of Consumer,” and “Primary/Secondary Mode of Transportation from Plant” codes are on page 14.
- If you need more room, copy page 11.

State or Country where the Refined Coal went to:	Quantity Distributed or Sold to each State or Country	Type of Consumer	Primary Mode of Transportation from Plant	Secondary Mode of Transportation from Plant
	short tons			
	short tons			
	short tons			
	short tons			
	short tons			
	short tons			
Total:	<input type="text"/> short tons			

4 What was the average sulfur content as a percentage of the refined coal produced at this coal refining plant during the reporting quarter?

. %

5 What was the average ash content as a percentage of the refined coal produced at this coal refining plant during the reporting quarter?

. %

6 What was the average heat content of the refined coal produced at this coal refining plant during the reporting quarter?

BTU per pound

PART 9: COMMENTS

- 1 Report any comments in the comment box below and then return the EIA-3 form to EIA.



Codes for use when completing the EIA-3 Form.

Codes for **Part 4** Item **1**:

“Origin of Coal (A)”

States:

AL—Alabama
 AK—Alaska
 AR—Arkansas
 AZ—Arizona
 CO—Colorado
 IL—Illinois
 IN—Indiana
 IA—Iowa
 KS—Kansas
 EKY—Kentucky, Eastern
 WKY—Kentucky, Western
 LA—Louisiana
 MD—Maryland
 MS—Mississippi
 MO—Missouri
 MT—Montana
 NM—New Mexico
 ND—North Dakota
 OH—Ohio
 OK—Oklahoma
 PAA—Pennsylvania, Anthracite
 PAB—Pennsylvania, Bituminous
 TN—Tennessee
 TX—Texas
 UT—Utah
 VA—Virginia
 WA—Washington
 NWV—West Virginia, Northern
 SWV—West Virginia, Southern
 WY—Wyoming

Countries:

AU—Australia
 CL—Columbia
 CN—Canada
 IS—Indonesia
 MX—Mexico
 VZ—Venezuela
 OT—Other (please specify)

“RANK OF COAL (D)”

ANT—Anthracite
 BIT—Bituminous
 SUB—Subbituminous
 LIG—Lignite
 RC—Refined Coal
 WOC—Waste Coal

Special instructions for “Primary/Secondary Mode of Transportation from Site (L) (M):”

1. The Primary Mode of Transportation refers to the longest leg from the mine. The Secondary Mode of Transportation refers to the second longest leg from the mine.
2. If only one mode of transportation is used for a shipment, enter the applicable code under the Primary Mode column.
3. If more than one method of transportation is used for a single shipment, enter the applicable code for Secondary Mode as well.
4. If two methods of transportation are used for a single shipment and both distances are equal, then the Primary Mode shall be considered the method used to deliver coal to the consumer. Enter the other method utilized under Secondary Mode.
5. If more than two methods are used in a single shipment, only the Primary and Secondary Modes should be reported.
6. Do not report “Truck” as a transportation mode if trucks are used to transport coal exclusively on private roads between the mine and the rail loadout or barge terminal.
7. Do not report the transportation modes used entirely within a mine, terminal or power plant (e.g. trucks used to move coal from a mine pit to the mine loadout, conveyors at a power plant used to move coal from the plant storage pile to the plant, etc.).
8. For mine mouth coal plants, report “Conveyor” (code “PC”) as the Primary Mode if the conveyor feeding the coal to the plant site originates at the mine. Otherwise, report the Primary Mode (typically truck or rail) used to move the coal to the plant site.
9. If the coal has a foreign origin and has to be transported from the ocean vessel to a plant site elsewhere, then the Primary and Secondary Transportation Modes are the methods used within the United States. For example, if the coal is unloaded from an ocean vessel and moved from the port to the plant by railroad, then select “RR” as the Primary Transportation Mode.
10. If the coal is unloaded from an ocean vessel directly to the plant site, then select “OV” as the Primary Transportation Mode.

Codes for use when completing the EIA-3 Form.

Codes for **Part 6** Item **3**; **Part 7** Item **2**; **Part 8** Item **3**.

States:

AL—Alabama	LA—Louisiana	OR—Oregon
AK—Alaska	ME—Maine	PA—Pennsylvania
AR—Arkansas	MD—Maryland	RI—Rhode Island
AZ—Arizona	MA—Massachusetts	SC—South Carolina
CA—California	MI—Michigan	SD—South Dakota
CO—Colorado	MN—Minnesota	TN—Tennessee
CT—Connecticut	MS—Mississippi	TX—Texas
DE—Delaware	MO—Missouri	UT—Utah
DC—District of Columbia	MT—Montana	VT—Vermont
FL—Florida	NE—Nebraska	VA—Virginia
GA—Georgia	NV—Nevada	WA—Washington
HI—Hawaii	NH—New Hampshire	WV—West Virginia
ID—Idaho	NJ—New Jersey	WI—Wisconsin
IL—Illinois	NM—New Mexico	WY—Wyoming
IN—Indiana	NY—New York	
IA—Iowa	NC—North Carolina	Countries:
KS—Kansas	ND—North Dakota	CN—Canada
KY—Kentucky	OH—Ohio	MX—Mexico
	OK—Oklahoma	OS—Overseas (other than Canada or Mexico)

Codes for **Part 6** Item **3**; **Part 7** Item **2**; **Part 8** Item **3**.

Type of Consumer:

AG—Agriculture, Mining and Construction: Companies engaged in agriculture, mining, or construction industries. Exclude transformed coal consumed by companies producing construction materials (such as brick and cement), industrial minerals (such as Bentonite) and agricultural supplies (such as fertilizer) and by companies engaged in processing agricultural products. These distributions or sales are to be included in Manufacturing (MF).

CP—Coke Plants: All plants where transformed coal is carbonized for the manufacture of coke. Shipments of transformed coal to coke plants for use in space heating or electric power generation should be included with Manufacturing (MF).

CI—Commercial/Institutional: Wholesale or retail businesses; health institutions (hospitals); social and educational institutions (schools and universities); and Federal, State and local governments (military installations, prisons, office buildings, etc.). Exclude shipments to Federal power projects, such as TVA; and rural electrification cooperatives, power districts and State power projects. These are to be included in Electric Generation (EG).

EG—Electric Generation: All utility and non-utility power producers. All privately owned companies and all publicly owned agencies engaged in the production of electric power for public use. Publicly owned agencies include the following: Municipal electric utilities; Federal power projects, such as the Tennessee Valley Authority

(TVA); and rural electrification cooperatives, power districts, and State power projects.

MF—Manufacturing (except Coke Plants): Those industrial users/plants, not including coke plants, that are engaged in the mechanical or chemical transformation of materials or substances into new (i.e., finished or semi-finished) products.

SE—Sales to Employees: Transformed coal sold to employees during the reporting year.

OT—Other: Shipments of transformed coal to any other consumer category. In page 12, enter a brief explanation of the buyer's general business.

Primary/Secondary

Modes of Transportation:

TR—Truck
 RR—Railroad
 BG—Barge
 GL—Great Lakes and tidewater barges and colliers
 PC—Pipelines, slurry pipelines, conveyors and tramways
 OV—Ocean Vessel

DEFINITIONS

See the EIA Glossary for coal definitions: <http://www.eia.gov/tools/glossary/>.

SANCTIONS

The timely submission of Form EIA-3 by those required to report is mandatory under Section 13(b) of the Federal Energy Administration Act of 1974 (FEAA) (Public Law 93-275) as amended (codified at 15 U.S.C. 772). Failure to respond may result in a civil penalty of not more than \$13,273 each day for each violation. The government may bring a civil action to prohibit reporting violations which may result in a temporary restraining order or a preliminary or permanent injunction without bond. In such a civil action, the court may also issue mandatory injunctions commanding any person to comply with these reporting requirements. **Title 18 U.S.C. 1001 makes it a criminal offense for any person knowingly and willingly to make to any Agency or Department of the United States any false, fictitious, or fraudulent statements as to any matter within its jurisdiction.**

REPORTING BURDEN

Public reporting burden for this collection of information is estimated to average 1.25 hours per response, including the time of reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Energy Information Administration, Office of Survey Development and Statistical Integration, EI-21, Forrestal, 1000 Independence Ave., SW, Washington, DC 20585; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503.

DISCLOSURE OF INFORMATION

The information reported on this form will be protected and not disclosed to the public to the extent that it satisfies the criteria for exemption under the Freedom of Information Act (FOIA), 5 U.S.C. §552, the DOE regulations, 10 C.F.R. §1004.11, implementing the FOIA, and the Trade Secrets Act, 18 U.S.C. §1905.

The Federal Energy Administration Act requires the Energy Information Administration to provide company-specific data to other Federal agencies when requested for official use. The information reported on these forms may also be made available, upon request, to another component of the Department of Energy (DOE); to any Committee of Congress, the Government Accountability Office, or other Federal agencies authorized by law to receive such information. A court of competent jurisdiction may obtain this information in response to an order. The information may be used for any non-statistical purposes such as administrative, regulatory, law enforcement, or adjudicatory purposes.

Data protection methods are applied to the cost data reported in Parts 3 and 4 to ensure that the risk of disclosure of identifiable information is very small. Data protection methods are not applied to the other aggregate statistical and quantity data published from this survey. Thus, there may be some statistics that are based on data from fewer than three respondents, or that are dominated by data from one or two large respondents. In these cases, it may be possible for a knowledgeable person to estimate the information reported by a specific respondent.