

1 The Honorable Frank M. Ruff, Virginia Tobacco Commission
2 Mr. Works

3

4 COMMISSION STAFF:

5 Mr. Neal Noyes, Executive Director

6 Mr. Ned Stephenson, Director of Strategic Investments

7 Mr. Timothy Pfohl, Grants Program Administration Manager

8 Ms. Britt Nelson, Southside Grants Program Administrator

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MR. MAYHEW: Good afternoon, everyone. I'll call the meeting to order, and we can get started. C. D. Bryant couldn't be here, and he asked me to take over.

At this time I'll ask Mr. Neal Noyes, our Executive Director, to call the roll.

MR. NOYES: Mr. Arthur?

MR. ARTHUR: Here.

MR. NOYES: Mr. Bryant?

MR. BRYANT: (No response.)

MR. NOYES: Mr. Byers?

MR. NOYES: Mr. Cook?

MR. COOK: Here.

1 MR. NOYES: Mr. Courtier?
2 MR. COURTIER: Here.
3 MR. NOYES: Mr. Jenkins?
4 MR. JENKINS: Here.
5 MR. NOYES: Mr. Mayhew?
6 MR. MAYHEW: Here.
7 MR. NOYES: Mr. Moss?
8 MR. MOSS: Here.
9 MR. NOYES: Dr. Nowak?
10 DR. NOWAK: Here.
11 MR. NOYES: Senator Ruff?
12 SENATOR RUFF: Here.
13 MR. NOYES: Mr. Smoot?
14 MR. SMOOT: Here.
15 MR. NOYES: Ms. Walker?
16 MS. WALKER: Here.
17 MR. NOYES: Mr. Works?
18 MR. WORKS: Here.
19 MR. NOYES: We have a quorum, Mr. Chairman.
20 MR. MAYHEW: At this time do I have a motion
21 that we approve the Minutes of the last meeting?
22 MR. ARTHUR: So moved.
23 MR. MAYHEW: Is there a second? All right, it's
24 been moved and seconded. All in favor say aye? (Ayes.) Opposed? (No
25 response.) The Minutes are approved.

1 First on the Agenda, as written out here, is for us to give you a
2 little bit of a history on the report of our field visit to Alabama. I feel like
3 rather than going into a lot of detail, a lot of it will be covered today by the
4 specialists that we have here, but I would like to say that we had a very
5 productive visit.

6 Tim Pfohl, myself and Ken Moss and a gentleman from the
7 Department of Environmental Quality, Mr. Brown, all went. The four of us
8 flew out of Danville and stopped off in Athens, Georgia to pick up Dr. Das.
9 Then we went down to Mussel Shoals, Alabama, where we met Mr. Phil
10 Badger and his son. We took a trip a short distance to view the prototype of
11 this pyrolysis equipment. We saw a picture of it at the last meeting. It's
12 been several years since this unit has been functioning. We went through it
13 in detail and spent quite a bit of time looking at the components of it and
14 trying to understand a little bit better, at least in my case, how the whole
15 process worked. I think the idea behind the science of this, and it's
16 not complicated, but the mechanics of it are a bit complicated. This was a
17 work in progress.

18 Then after lunch we went back to his office, and he presented a
19 slide program and went through some aspects of this that have already been
20 improved upon as far as design by making it simpler and more efficient. He
21 answered all the questions we could think of to put to him. Dr. Das took an
22 extensive number of notes and asked some very good questions, as you see
23 in front of you. You all probably have a copy of his report. He'll go
24 through, and hopefully, we'll all have a chance to review it.

25 I'll stop with that, and we can move on from that point. I would

1 like to say that I think the trip down there was worthwhile, kind of put some
2 new flesh on the bones in my mind. It impressed upon me that this is still a
3 work in progress, and it's certainly not a refined system by any means, but
4 it's getting there. I think other people in other states are working on the
5 same thing. This is the kind of endeavor that I believe has a lot of merit for
6 the original idea we have in mind. Hopefully, at today's meeting here it will
7 give us all a chance to look at the particulars of it and the details of it and
8 ask any questions we have. Hopefully, we can come to a consensus that this
9 is still a very worthwhile project, remembering all the while it has been
10 funded and has been approved by the Commission and we really don't need
11 to go back to the Commission another time about it, if everybody's
12 comfortable with it here today. I talked to Chairman Hawkins last night, and
13 he is in agreement that we can go ahead and get this thing rolling. Time is
14 slipping by, and it will soon be the end of the year, and we started this thing
15 back in June. I think every week that goes by we get behind a little bit, and
16 things could be going ahead to get everything put in place.

17 With that said, I'm going to ask Ned Stephenson to introduce
18 our speaker here today.

19 MR. STEPHENSON: Thank you, Mr. Chairman.
20 Members of the Committee, I'd like to introduce to you Dr. K. C. Das, and
21 before he begins his remarks I'd like to briefly tell you how we got here and
22 the purpose in being here today. As you know, the Commission approved
23 this for some million two hundred thousand, and the Oversight group was
24 impaneled with this grant. One piece of this grant, a \$900,000 piece of it, is
25 for the demonstration of a pyrolysis unit. Before the Committee pulls the

1 trigger on the expenditure of that money, the Committee wanted to do some
2 due diligence and asked the Staff to find an appropriate party to do that. We
3 called upon some of our resources within the Commission and at Virginia
4 Tech and some others. Through a series of relationships, Dr. K. C. Das was
5 identified to us as a person who could help us with some due diligence
6 information. I want to say to you that Dr. Das is a hired gun, he does not
7 have an interest in this project politically, financially, or in any other way.
8 He's here to tell you what he knows and give a professional opinion about
9 this type of device and some of the pros and cons that you may need to be
10 aware of. When he is finished today, he has finished his task we have asked
11 him to do, unless you engage him further.

12 Dr. Das is a professor at the University of Georgia in Athens.
13 He brings with him an engineering assistant, Brian Bibens, and we look
14 forward to your work, Dr. Das. I thank you for being here. I give you
15 Dr. K. C. Das.

16 DR. DAS: Thank you very much, Ned. I
17 appreciate that introduction. I'd like to acknowledge my colleague one more
18 time, because a lot of the work that is in the report was prepared by him,
19 under my supervision. He did a lot of work, and I appreciate that. He is as
20 qualified to answer these questions as I am.

21 What we intended to do during this time was to evaluate the
22 technology, and I was familiar with the technology before this assignment. I
23 was not to the degree to which I am right now, because we had to go through
24 the process of signing the non-disclosure, and we were given the detailed
25 report of their performance. We actually went outside and looked at it.

1 Previously I had only seen performance reports as presented by Mr. Badger
2 at conferences. This was a lot of learning to me and helped me understand
3 exactly where the technology is.

4 The report contains a lot of detail, and we're prepared to answer
5 any questions and things that come up today or in the future. What I'd like
6 to do during the next ten minutes or so is present the highlights of what we
7 think is critical for consideration of this group.

8 Let me first start off by saying, let me show you a picture, and
9 you might have already seen this. This is one view of the system that we are
10 looking at. It's basically mounted on a skid. This goes through the hopper
11 on the left and goes through the reactor, the dryers on the top and the reactor
12 on the other side, and you can probably see through here, they're not very
13 clear pictures, but the reactor system is on this side, and that's the hopper
14 that provides the feeding. From a perspective of what is going on inside, the
15 flow diagram is a lot more useful. So let me start at this end where the
16 biomass is fed into a dryer initially. The analyses we conducted were based
17 on a trial which is a 40-hour trial, and then you have the preliminary
18 biomass. You can do the same thing with wood. Almost anything we start
19 with, you have to have some kind of drying. There's a dryer in there, and
20 once the biomass is dried it goes into a reactor. It doesn't have a very
21 specific schematic of that, but basically the reactor is a rectangular box. It's
22 about maybe three or four feet tall, and the biomass is entering the
23 rectangular box from one side. From the other side the heat carrier, this is a
24 material that is heated at a very high temperature and causes the biomass to
25 increase in temperature. When these two materials are mixed together, the

1 temperature of the biomass increases to our target, which is about 450
2 degrees Celsius, and the box is here. At that point the biomass breaks down
3 into char and vapor. Vapors are coming out and going down in this
4 direction. The vapor contains two things. One is the gas which is non-
5 condensable, and the other is the bio-oil, and that's the product that we're
6 interested in out of this system. It goes through a condenser system here.
7 The oil is collected, and the gases are either reused or vented. On the top,
8 the way you have char and the heat carrier that's going through to a screened
9 separation device that separates the char used for the heat carrier return to
10 this group here.

11 Overall, our summary conclusion is that what we saw at the
12 visit, and also throughout the report that we read that was presented to us by
13 ROI, was from an engineering perspective, very realistic claims, and this is
14 based on our own experience in the laboratory and study of the literature,
15 both in the research side and the commercial literature. Just to give you an
16 example, the claim of the percentage of bio-oil that is available in a process
17 like this, you see numbers like 60 percent on the table there. This is a claim
18 that's not unrealistic. In fact, you can get up to 75 percent if the rate of
19 heating is high enough. However, they actually have obtained in this
20 system, and in some cases it's true, and in some cases it is not true. The
21 work in progress is a good way to put it. Every time I asked a question to
22 Mr. Badger or the ROI representative, if they didn't know the answer, they
23 said, I don't know the answer, which to me is a very good place to be, as far
24 as the way they presented the technology.

25 Now, one thing I want to point out as our primary

1 consideration. Work in progress, there were multiple upgrades that were
2 presented to us when we made that visit, and these are all upgrades that are
3 necessary. From an engineering perspective they are reasonable and
4 achievable upgrades, and I'll go through some of them in the next few slides.
5 Obviously, any time you make an upgrade or a change, how effectively that
6 upgrade is implemented is going to impact whether it's going to work or not
7 work. That's a goal that I'm not in a position to make yet, feedback or an
8 assessment, and I'll leave it at that.

9 A couple of other conclusions: One of the major concerns is
10 that we only had one set of data to work with, and that was the 40-hour run I
11 referred to. For a company in this stage of development, that's not at all
12 unusual. The data we did see seemed very reasonable and consistent. The
13 other concern or conclusion I came up with, that when we make mechanical
14 changes to any system there's always an intended effect and unintended
15 effect. There's the unintended effect of not achieving the goal we set out to
16 achieve. It's a hard thing to figure out how to handle that. One suggestion is
17 that if someone in this group were to work closely with ROI, both on the
18 design and the fabrication side, this will provide some kind of check on the
19 system of upgrades, and there may be other ways to do that, also.

20 This slide and the next slide, there are six areas that I thought
21 were important. These are the first three, and there is also a list of nine
22 things in your abstract and summary. The two that I'm not going to talk
23 about, because I think it's fairly straightforward, talk about six of them.
24 These are, first of all, the char handling and the separation. I recently found
25 out that is not an issue, because that has been modified. All I'm referring to

1 here is when we studied that.

2 MR. MOSS: The design, but you haven't built
3 that. Upgrading the design is not proven yet, and no reason to think it will
4 not work.

5 DR. DAS: You're right. Let me comment on that,
6 for those that are not familiar with that, and I'll show you what I'm referring
7 to. Once in the reactor, the heat carrier and the biomass, and the biomass is
8 breaking down, and you have char that remains with the heat carrier. You
9 have to take into account when you separate these two and recirculate the
10 heat carrier. The way it was set up when we visited is a process of taking it
11 through what's called bucket elevator, and you'll see in the report that is
12 mentioned. When we get to the end of the bucket elevator past where there
13 is a way to separate it using the screen. Both of these were not effective, we
14 are pointing that out, but it's not something that's continuing to be an issue or
15 problem.

16 The second big potential challenge is the condensation system.
17 Generally, the pressure of the gases coming out of the reactor about 450
18 Celsius, you cool it down to remove the oil, and the way that's done is using
19 a condenser. The condensers we saw were air-cooled condensers, they were
20 not rapid cool condensers. The lowest temperature went to about 27 degrees
21 Celsius for a two-stage system. There could be significant improvement. In
22 fact, I was kind of surprised that didn't shoot for lower temperatures.

23 MR. MOSS: Addressing the condenser, I talked to
24 him; he's using the organic fluid. So the fluid heats that, rather than an
25 aerator.

1 DR. DAS: The goal is to get it from the 450 in the
2 reactor to something like room temperature or even below, one step. If that
3 is achieved, then you're able to get very high oil ooze.

4 MR. MOSS: That's in the new design that controls
5 the temperature.

6 DR. DAS: The correct system has the power, and
7 the power is essentially oil, hydrocarbon-like oil that has too much
8 particulates, and those may be organic and not very useful. They're not
9 included in the analysis of oil use, and that's why the report says that the oil
10 heat is 19 percent or so. This is the second one.

11 The third area, and I can expound on each of these a little more,
12 the third area was the redesign of the reactor itself, where the vapors coming
13 out would actually be removed before the biomass. Right now it's set up in
14 the opposite direction. Maybe in the next slide it will make more sense.

15 The three other areas are, in any of these systems, in the large
16 commercial systems, the charcoal and the gases used in this process are used
17 as energy for running the system. This system is also conceptually designed
18 like that, but it was not operated like that in the previous, this is an area
19 which I don't think is very hard to do, but it has to be done in order to
20 increase the efficiency. The reactor temperature of 500 is actually the
21 threshold temperature. It was mentioned of using improved seals, and that's
22 another area.

23 I've got three slides, and the next three, starting with this one,
24 and each one is on the first three issues. This one talks about the heat
25 carrier. Separation of this, the current system has a bucket carrier, and that's

1 not going to be the case anymore. The primary goal of any modification is
2 to reduce the char carryover, and this is the goal. If that is achieved with a
3 new system, we're in much better shape. I'm pointing out what happens if it
4 is not achieved. If you have char that exists with the heat carrier, when you
5 go back to reheating the heat carrier the char will continue to pyrolyze, and
6 you will end up with a lot of char in all of the system, and this can create
7 problems.

8 MR. MAYHEW: When I was there I didn't know
9 what the heat carrier was, maybe I missed it if somebody explained it. It's
10 got these little pellets, and they're inaccessible, and you heat these over and
11 over. The pellets are, it's all mixed with the wood material that you're
12 pyrolyzing, and then after it's done it's job, recycles back, and it's reheated
13 and reintroduced. So the heat carrier is a conglomerate of pellets, is what it
14 amounts to.

15 DR. DAS: Most of the time these things are
16 removed in a cycle. Most particles of this density, if that's done, that would
17 be the safest. Now you're going to go after the magnetic separation.

18 Now, this slide, reducing the handling of the material. Once the
19 bucket elevator has come out of the picture, and just so you know, the
20 bucket elevator is something that is basically eight to ten feet long, and it's
21 moving very hot char and the heat carrier through the column that is eight or
22 ten feet long. There is a lot of heat loss there, and the vapors are coming out.
23 All the things are avoided if you have minimum of handling of hot
24 materials.

25 The next generation is based on magnetic separation. That is

1 expected to work much better and not have any of these problems. If we
2 achieve that, then this design is not an issue, but that's something to watch
3 for. The condensation, you recap the condensers which are essentially the
4 vapors going through the tubes, and there's air on the outside that cools the
5 hot vapors starting at about 450 degrees Celsius coming out of the reactor. It
6 goes to 166 68 27. It's all right to do this in three steps. What I'm not
7 certain about is that what happens between 450 and 166? In that first step,
8 all we know is that there is the tar trap in the middle, and it's removing a lot
9 of the condensation between the first step, the reactor and the condenser.
10 We believe that there's probably a lot of condensation, because 166 is a
11 fairly low temperature for vapors. That needs to be also modified. If you
12 have a tar trap, it's very likely to collect tar particles, and once that is done,
13 then essentially that material is not very useful. We didn't actually have a
14 chance, I don't know if you had a chance to see the oil sample. We were
15 shown some in a box, and I'm not sure if it was related to the actual tests.
16 Generally the bio-oil sample has very low particulate matter. I had the
17 specifications that said how much a particulate matter can have. The greater
18 it has, the more unstable it is. So that affects storage property and that sort
19 of thing. Getting a good bio-oil is also very critical. That's my second point.

20 The third one is about relocating vapor exhaust. Going back to
21 the visualization of the reactor, the rectangular and the mass comes from one
22 side, and the heat carrier from one other side, and the vapor that is generated
23 keeps going up. That's the system as it currently stands. Mr. Badger was
24 going to modify it so that the vapor goes down, which is a better way to do
25 it, because you don't have contact between the vapor and the fresh biomass.

1 That's the modification that needs to be done and appears to be a very
2 straightforward and important improvement and very useful, but with all
3 kind of reactor changes, you have to see it to know if it works and does it
4 cause any other unexpected changes in performance. With that said, we'll go
5 to the other upgrades.

6 The system using the char and gas widely done and not a very
7 hard thing to do once you have a consistent amount of flame and there's
8 sufficient energy in the gases to continue to heat it. We can also improve the
9 emissions, because it's a combustible hydrocarbon all the way, and this is a
10 good thing, as far as the Environmental Protection Agency air quality
11 permit. It also provides better efficiency energy-wise. Increasing reactor
12 temperature is not a very difficult thing and reheats the heat carrier; between
13 that and controlling the contact time you can pretty much achieve any
14 temperature.

15 MR. MOSS: Does that also increase the volume of
16 the heat carrier for the biomass?

17 DR. DAS: Yes.

18 MR. MOSS: You get a better or more rapid
19 increase?

20 DR. DAS: Those are fairly straightforward
21 process controlling improvements.

22 The report that we looked at that I mentioned several times,
23 where the seals were breaking, and when that happens, that's a result of the
24 pressure that pushes the vapor outside, and that creates the operating
25 problem very straightforward. You have to have improvement and get better

1 seals, and that costs more money and has a longer life and works better.

2 Just to kind of summarize, this stage talks about the upgrade
3 that we feel more comfortable with and pretty straightforward. The previous
4 three upgrades, the first one is pretty much resolved, and the other two we
5 strongly recommend that you have some kind of a little more interactive
6 upgrading process. From what we've seen on the ground of what Mr.
7 Badger has been able to achieve, it's reflected here.

8 UNIDENTIFIED: On the yield of 19.7, that was
9 using chicken manure only, and Mississippi State, I don't know if they've
10 provided you the information and their yield of 50 percent, I don't know if
11 they probably told you that they were using wood only, and the issue of the
12 litter and all the particulate --

13 DR. DAS: -- Yes. The 50 percent claim is not at
14 all atypical. We're routinely getting 40 to 50 percent. The process we're
15 using in our laboratory is much slower. The faster the heating rate the
16 higher and the more oil, of course we've learned that from other technologies
17 up to 75 percent.

18 DR. AGBLEVOR: A lot of that depends upon the,
19 the lower end on the temperature, and it depends on the velocity of the
20 vapors leaving the system. If you have aerosol, it doesn't matter how low
21 the temperature can go, you need the cycle, the condenser system. You can
22 have the condensers up front, but you need, and it has to come down the
23 line, and you'll achieve 60 and 70 percent. I think you said it's easy to
24 achieve that, but it's not so easy with wood. The wood biomass, if you want
25 to achieve 70 percent oil yield, most of the time you can get 50, 55, that can

1 be easily achieved, but to get 60 to 70 or 75 requires refinement of the
2 condensation system.

3 DR. DAS: Someone reported there was no data to
4 support that, and I asked that specific question, and he said that basically the
5 conversion factors were based on some previous work, but it's not out of the
6 realm of possibility.

7 UNIDENTIFIED: The same with char, 30 percent.

8 DR. AGBLEVOR: Once it gets into the char, most
9 of the time the char acts as the catalyst, and one of the reasons why biomass
10 oil is very unstable is because of the char heat cells in the catalyst, and until
11 you recognize that's 70 and there's a lot of chemistry there and a lot of things
12 you're doing, acting as a catalyst, and because of the pyrolysis, there is no
13 oxygen in there, and when it is formed and the size of it, and those having to
14 come in contact with, and when it hits a certain point it will gasify and will
15 not release the vapor, and it'll gasify, and when it does it forms a, that is why
16 the oil that's produced --

17 DR. DAS: -- Yes, that is why char will be present
18 in the gas, and it will convert to attract the hydrocarbon, and further the
19 gases and the oil you need goes down. And then as the char leaves, the oil
20 storage becomes an issue. To me, achieving the highest oil yield is not so
21 much a critical issue, because you do need a good bit of the char to run the
22 process. If you get to 50 percent consistently with a reasonably good quality
23 oil, it's better than being at the edge, getting 60 percent. Any time your
24 system could go out of balance, and that's my perspective on that
25 technology. You're absolutely right, those are critical operating issues.

1 UNIDENTIFIED: What is your overall opinion of
2 the feasibility? I'm asking about the bottom line. We know there is some
3 risk involved.

4 DR. DAS: Yes, there is some risk involved. If
5 you can manage the risk, that's one thing --

6 UNIDENTIFIED: -- I think it's important for the
7 Committee to understand that if you're going to pay for that technology
8 you've got to get them, whoever you had contact with, they're very reluctant,
9 as you pointed out in your conversations with him. They hold it closer to
10 themselves, and they're not willing to, they're looking for the best
11 opportunity to commercialize.

12 DR. DAS: I think the question with this system,
13 and it depends on how well the application and engineering design is done
14 and implemented. If that's done well, it's not unreasonable to make it work.

15 DR. AGBLEVOR: I think "challenge" might be
16 the right word. This has only had a 40-hour run when, so you consider
17 engineering technology the process, you don't jump from 40 hours to lasting,
18 at least from what I know. You have to go through a certain process. Then
19 you go to the next step and then the next step, because you want to minimize
20 your risks. Forty hours, in an engineering sense, is minuscule. The only
21 way you can have a chance to verify parameters you're using and because
22 like in any chemical engineering system, this is a chemical engineering
23 system, you need a steady pace. Forty hours is low. You might run a 40-
24 hour test and shut down the system. Actually, the risk is very high, and
25 everybody should be aware of that. It's not a slam dunk. If everybody is

1 comfortable with the risk level, then you won't get any surprises, because
2 there are a lot of these parameters that have not been tested.

3 DR. DAS: Let me ask you this, and I'm not being
4 critical, but the fact that the system is a five-ton-per-day design, the design
5 system, but was only operated under three tons per day. When driving up,
6 we were talking about this, and we've thought about this question for almost
7 two weeks now, and what we've come away with is that obviously that's not
8 how the process is going to run daily. If I was backing this thing, I'd like to
9 see at least 100 hours, even longer, probably an intermediate scale. He
10 doesn't have it, because primarily the fact that he doesn't have the funds to
11 do it, because it's not a very inexpensive test. Your point is that that should
12 be recognized by the Committee, there are certainly risks. From my
13 engineering perspective, risk is something that is more on the management
14 side than on the operating side or the technical side. The solutions exist out
15 there. If you're doing this, solutions exist, but to implement those solutions
16 you need a good engineer and good fabrication.

17 MR. MAYHEW: I think we've got that, right?

18 DR. DAS: I think you do.

19 MR. DAVENPORT: I'm curious to know, Dr.
20 Das, and you may have already covered this but, and I might have missed it,
21 the design, the baghouse, and the particulates that are coming out, are you
22 satisfied that under normal conditions would meet the air quality controls
23 that are required?

24 DR. DAS: Let me answer you this way. When I
25 visited the site and looked at the system they didn't have the baghouse, but

1 they had a cyclone, and they did not have any emission data; at least I wasn't
2 given any. I don't know the specific performance of this system, but I
3 looked at the literature on several other systems of particulate matter and the
4 various standards. Most of them are within the ranges of what is regulated
5 in the United States, and I'm not specifically sure about in Virginia of the
6 guidelines. Massachusetts is on one of the reviews we looked at. Many of
7 the European numbers are within the range. The numbers are within the
8 range that's reasonable.

9 MR. DAVENPORT: When you take it to a larger
10 size, it would be a shame for us to have it and not be able to operate it
11 because you can't meet the air quality control standards. I'm not saying you
12 couldn't do it by adding a baghouse.

13 Have you done modeling to figure out what you feel like the
14 cost per gallon would be of the product that's coming out of this? I guess
15 you have to assume you're going to have to stabilize it.

16 DR. DAS: Not necessarily, depending on how
17 long you're going to store it before you use it. To answer the first question, I
18 have not done for this specific process an economic analysis, because I don't
19 know a lot of the operating costs and capital costs. But it can be done, and I
20 would assume the numbers, but whether it requires stabilization or not
21 depends on the application. From what I understand, you're looking at a
22 combustion application?

23 DR. AGBLEVOR: Depending upon the use, and
24 depending upon how much is in the oil. The oil can react within the line,
25 and it's possible in some cases, depending on where you have identified, you

1 have to identify that, and then based upon that you can identify and stabilize
2 or do some of --

3 DR. DAS: -- You're speaking of the filterization
4 process?

5 DR. AGBLEVOR: Yes.

6 MR. DAVENPORT: The longevity of it whereas
7 the heat chamber, do you feel comfortable that the way it's designed and the
8 structure of it is such that it would have longevity commensurate with what
9 we want, and would it be fairly simple, the way it's designed, to rebuild it?

10 DR. DAS: I would think it would be very simple
11 to rebuild, basically a rectangular box with no moving parts inside. You
12 have the reactor and a lot of other stuff around it. I don't see any reason why
13 it should not last. I think if anything were to start falling or breaking it
14 would be things like the auger and motors and those kinds of things, but the
15 reactor itself is actually fairly simple to construct, I would think.

16 DR. AGBLEVOR: I wanted to make a comment
17 about the cyclone. Unless you have high efficiency, you're speaking of 99
18 percent. One percent of your particulate, that becomes very significant.
19 With a system like this it's prudent to install a baghouse, and that way you
20 reduce your emission level.

21 DR. DAS: From what I remember, there was no
22 baghouse here. You're right, there are issues, and I guess by the time you
23 get down to the temperature and get it low enough reactivity is not an issue.
24 Like you pointed out, once you have char deposits you look for further
25 reaction, char formations and those kinds of things. Operationally it can be a

1 headache when you have to deal with a bag and filter, but it's being done,
2 and you can get a higher temperature as a result.

3 DR. AGBLEVOR: Were the tar traps mentioned?

4 DR. DAS: It was not mentioned. I would think it
5 would be very high, and the oil was less than 20 percent. What was left, I
6 think, was another 30 percent, let's say, assuming 50 percent, the other 30
7 percent I would say, as much as 20 percent of that was in the tar. I think,
8 from the little bit we have worked with condensation systems, I think you
9 could get a pretty good condensation in one step if you did it rapidly enough.
10 The tar is essentially a product of the reaction in the pipes. It's created after
11 the pyrolysis process.

12 MR. MAYHEW: Are there any other questions
13 from anyone?

14 MR. JENKINS: We've been taken with this
15 project, and do you recommend tackling these various problems?

16 DR. DAS: I'd put it out more as a perspective of
17 what is the highest risk to the lowest risk. You think you almost have to do
18 more than one at a time. Let me go back to that list. Turn that slide to that
19 one. The first one is essentially not such a big discussion point, but if you
20 had to choose to only do one relocating the vapor would be a simple thing to
21 do, as something that's preferable to do before you start anything else.

22 The ones on the next list are essentially, of these three the one
23 that is easiest and most useful is the seal. The other two are improvements
24 in the system. Just because you didn't do it doesn't mean that the systems are
25 not going to work. You can still use propane for a few more months, and

1 then start handling the char and gases. Once you do that, overall cost and
2 efficiency goes up.

3 MR. MAYHEW: How much of the change in the
4 various components of this system if you upscale to something commercial
5 level? Do you think it would be more small units working together? We
6 talked one time about having one big unit which you limit the size to make
7 modulars and just add modulars. If you had a problem in one, the rest of
8 them would keep running, rather than trying to put all the eggs in one basket
9 and make a big unit. If you upscale and make modulars, do you foresee any
10 problems in just increasing the size of everything and up-scaling it, the
11 modular form?

12 DR. DAS: Yes, I would not foresee up to a
13 modular form, and that point probably be at least twice as big as this. The
14 five tons per day can maybe go up to eight or ten tons per day without
15 significantly changing the arrangement. That may be the modular size,
16 because I thought this was a fairly small system. In fact, if you go up in size
17 you can get some efficiency that you do not have at this stage. But you use
18 the ability to transport it. I don't foresee this as something that you could
19 move around every week kind of thing. It is moveable, but not frequently
20 moved.

21 DR. AGBLEVOR: Looking at the reactor itself,
22 how easy is it to scale up the reactor? Is that much more difficult? What is
23 your opinion of that?

24 DR. DAS: I'm thinking of the reactor only as a
25 reaction chamber. It's like a box, that itself I would not actually scale it up.

1 The issue itself is really the input material. You're scaling up the input, but
2 the reaction is gone pretty much, maybe a little taller. Once the char and the
3 heat carrier goes down, from there you could pretty much double that. Right
4 now, I think the way I recall, it was a three-inch auger that was moving these
5 materials, and it's very conceivable to add more to them. You could at least
6 double, and maybe even go slightly larger. Technically, there should be no
7 reaction, you don't want to lose the heat, but there should be no reaction,
8 because all the materials are essentially taken out, but in reality that's not the
9 case, because there's always going to be some kind of continuous pyrolysis.
10 That was evidenced, because when we were walking around, we saw oil
11 about everywhere you could think of. That's being minimized.

12 DR. AGBLEVOR: That's the scale out then,
13 because normally when you have the part and that you're mixing that's
14 different from not only the heat, the biomass then you scale up and then
15 across, and you don't have any physical odor, from the way you describe it,
16 it's just the box. What are you going to see, you're going to have mixing
17 problems.

18 DR. DAS: The actual heat transfer problem.

19 DR. AGBLEVOR: The scale size would increase,
20 and consequently all the biomass yield, and there's limitation because of the
21 heat and the mass.

22 DR. DAS: The way I understand it is that the
23 reaction, or you're mixing two materials, and the reaction is occurring, at
24 least in theory, it's occurring homogeneously across the entire reactor. There
25 should be no variation between the top of the reactor and the bottom or left

1 side or right side. If you increase the diameter of the vessel, and as long as
2 you continue to put them simultaneously, you should get the same reaction.
3 It's a good question.

4 DR. AGBLEVOR: In a small percentage it's easy
5 to control. You can see that in the reactor at times.

6 DR. DAS: I'd like to know what you think, five
7 tons is a very small reactor. Assuming 50 percent moisture, that would be
8 about one dump truck a day of biomass, very little. In Georgia, the reactor
9 was actually even bigger, and it's not portable, it's conceivable at least three
10 times or maybe two times, at least, ten tons per day. I feel comfortable with
11 that.

12 SENATOR RUFF: Ten tons a day you don't think
13 would run into an environmental problem?

14 DR. DAS: I'd have to look this up. It would
15 depend on the material. It could but I don't know the answer.

16 SENATOR RUFF: Did you say that the --

17 DR. DAS: -- Somewhere in the ten thousand per
18 day range.

19 SENATOR RUFF: Does the State of Georgia
20 regulate that?

21 DR. DAS: No.

22 DR. NOWAK: How is the efficiency of this
23 particular reactor? How does this compare to others?

24 DR. DAS: When you say efficiency, you're
25 referring to the oil?

1 DR. NOWAK: Yes.

2 DR. DAS: It's comparable, and the rates are
3 slightly higher, higher than 60 percent. But from another efficiency point of
4 view, I think the amount of energy you put in using a system like this would
5 be less than what you would use if you have to heat a lot of fluid gas, and
6 that's not present here.

7 DR. AGBLEVOR: You're recycling the gases?

8 DR. DAS: I would say if you integrate as much
9 heat as possible, the pyrolysis in a fluidized system would be higher than in
10 the static system. There is not much carrier gas, so to speak, assuming the
11 heat losses are comparable in efficiency. The fluid bed allows you much
12 more control.

13 DR. AGBLEVOR: Better control, and there's no
14 limit to your scale up, independent, unless you have a clean cut material you
15 can pyrolyze almost anything, if you don't have any hard material.

16 DR. DAS: As long as you don't jam up the auger.
17 In a fluidized system you're blowing everything into a gas stream, you won't
18 damage any moving parts, but in a system like this you have to be a little
19 more careful.

20 DR. AGBLEVOR: There is one system, in your
21 report you mentioned a reactor. One of the things we still have to keep in
22 mind is the reactor. One time they want to demonstrate how you pyrolyze,
23 they didn't run more than five minutes, and it was over. The particle went in
24 and went around, and it impacted it and bored a hole through the reactor.

25 DR. DAS: That would be difficult to work with,

1 but that's a good point. That's a critical thing to keep in mind in a system
2 with a lot of augers, have to be careful about what you put in there. If it is
3 fluidized you can provide more control, then you need to have significant
4 skills to start with; it's a tradeoff.

5 MR. MAYHEW: What are we looking at here? If
6 you have enough money you could go ahead and buy a system that works
7 great, no bugs and it's proven, state-of-the-art. We don't have enough money
8 to do that, and we're trying to come along and have something hopefully that
9 would grow into being a usable product and usable device where there might
10 be some patent rights that someone could be taken advantage of. Is that
11 where we stand? Are we trying to do something that someone has already
12 done, except we're doing it on the cheap, is that what we're doing, or is there
13 so much science involved that the whole thing is still evolving and there is
14 no perfect system out there yet, and we're trying to come along and come up
15 with something good, better than what somebody else has? Where do we
16 stand?

17 DR. DAS: That's a tough question for me. Let me
18 put it this way. This particular system, I think, is unique. It's not the same
19 system, and it has some similarities, it's not the same system. This is much
20 larger and has some different mechanical components. With that said, yes,
21 there are some technologies that you can buy that are more advanced than
22 this and cost more money but less headaches. As Mr. Moss is pointing out,
23 it's a longer commitment, and you don't have any shares. I think there is
24 more opportunity that if you feel as a state or as a Commission that you're
25 going to take this risk and if that technology is supported, you might go to

1 the next level which you might not otherwise. In fact, right now you could
2 partner with a similar company doing hydrogen production and we are
3 supporting them. If we didn't support they would just die, not that it's a bad
4 technology, but it's just that the startup, they're not all lining up to make it
5 move to the next stage.

6 MR. MAYHEW: You mean an invalid
7 relationship between ROI and the Commission, or whoever would want to
8 do it, I guess it's a question of money.

9 DR. DAS: Probably there are no surprises to ROI,
10 most of it we got from them, they told us this. What we're pointing out is
11 that when you get to the negotiating table, you have to point out that these
12 are risks that you're taking and somehow kind of share the risks with ROI,
13 write into their contract some language. I'm not a business consultant, but I
14 think that you know better how to do those things.

15 MR. MOSS: That's an important point, if the
16 Commission goes with this, they're taking a very active role in helping ROI
17 develop this, and therefore the Commission certainly has a right and benefit
18 from taking that risk, and that should be in a comparison form with the
19 others, that it's not just giving him a PO number and telling him to fill it in.
20 This is a development deal, so it's important, they've got a lot invested; they
21 should be in a position to benefit. ROI will benefit, and so will the
22 Commission. It certainly has a right to benefit, because they're taking the
23 risks. This is an opportunity risk associated with developing this, and you
24 have to decide if it's worth the risk or not. The Commission is certainly
25 entitled to benefit. The Commission represents the benefit of the

1 community, that's what we're trying to achieve here, community
2 improvement. Therefore, the community will benefit if this will work.

3 DR. AGBLEVOR: When we talk about benefits,
4 most of the benefits from technology development will come from your
5 intellectual property, and that is the driving force. When you look at this
6 one, for instance, I don't think we want to say there's pie in the sky. You
7 cannot claim the right to those; you have to buy those patents from him. The
8 benefit you would derive from that is the fact that they will have a product in
9 the community not from these developments unless you can invent
10 something new, not from what is already there, because that's his bread and
11 butter that you're trying to buy from him. Let's not emphasize community
12 benefit too much. The community would benefit after this is refined and
13 creates jobs, it won't be from this technology.

14 MR. MAYHEW: The real benefit would be is if
15 we get a unit that really works well. A few breakdowns and long term
16 perfected to the point where people want to use it, not so much that we want
17 to own the rights and gain something from intellectual property, but working
18 together we can come up with a better unit than the one he's going to try to
19 build for us now and then make improvements on it, and hopefully in not too
20 long a distance, with the help of Tech also, they can come into this picture
21 and play a major role, help improve it and develop it and get it to where it
22 does what we'd like it to do. If we have some ancillary benefits, that's good
23 too; that's really not the major goal, I don't think.

24 DR. DAS: The technology where it is, and I think
25 this is communicated where we would like it to be and then, this may take

1 one year and may take longer, and we're not there yet. There'll be some
2 major modifications to try to make sure it works efficiently, and if you reach
3 a point where you have something that's good, that's when, or if he wants to
4 commercialize it, that's not really an unreasonable request.

5 DR. AGBLEVOR: You can buy the rights.

6 DR. DAS: You can buy the rights?

7 DR. AGBLEVOR: You buy the first right of
8 refusal.

9 DR. DAS: The other part is maybe it's what you
10 can come up with, whatever you're comfortable doing, maybe set up a
11 manufacturer here. That's long-term benefits to the state, like jobs and taxes
12 and that sort of thing. If oil prices soar, and you all know about that, as long
13 as the technology is in a development stage that you do similar things like
14 continuous research, and there's all value in that, I believe, and that value is
15 certainly long-term.

16 DR. AGBLEVOR: I don't dispute that.

17 MR. BYERS: We could review the, because
18 changes in the language, Mr. Davenport is chairman, the patent in and of
19 itself is rather unique, unless you're going to do some commercialization of
20 the technology, and certainly it's possible if the Commission goes this way,
21 to get an exclusive license that would be for the tobacco region and have
22 exclusive rights for marketing. If you do that, you still have to make a deal
23 on what percentage goes to the holder of the patent, but whatever
24 arrangement you would have. But all of that is something that could be
25 developed.

1 MR. MAYHEW: Are there any other questions?
2 All right. I think we've really learned a lot from your presentation and the
3 questions. We very much appreciate your coming today.

4 I guess next is Dr. Foster Agblevor.

5 DR. AGBLEVOR: All right, I'm going to
6 demonstrate by using the board, and I hope everyone can see it. I'm giving
7 out a handout, and I hope it will give everybody an idea of what I'm talking
8 about. We've talked about all kinds of technology here, talked about the
9 pyrolysis and the gasification, and there's a lot of work around this. I just
10 wanted to take a few minutes of your time just to go through what all these
11 technologies are about and where you want to be, what you want to do to
12 help the communities.

13 I'm going to start by using this little box right here. I'm going
14 to write here "biomass," and we have several things that are going to happen
15 here. Right here we have RP. In Virginia we talk about peanuts, and we
16 have corn, we talk about soybeans, et cetera. Out here we have grain. We
17 have corn, barley, and wheat. If you look at this, if you think about any
18 technology, these are all the pieces you have. As I said, if you think about
19 any technology, and here you can look at your interests. We hear a lot about
20 biodiesel, and we've been talking about biodiesel right here. In my mind
21 there's some confusion about which one of the biodiesels. If you take any of
22 these and refine it and you add items, just minimal, when you get here,
23 there's a mixture of biodiesel. You can use any wood, in this over here you
24 can use oil. You can go to any restaurant and collect, or you can get plastics
25 and collect them and bring it home and you put it in your garage and just

1 make sure the kids don't get into it. You can save all these items and bingo,
2 you have it, and that's why it's called biodiesel. You can use oil from the
3 restaurant or peanut oil, you can produce the biodiesel, and when you look at
4 the cost of that, anyone can do it. You can do it in your garage. If you take
5 the corn you can drain that, what we call wetmilling, from the wetmilling
6 you can get corn oil, drymilling there is no corn oil. If you do that, you have
7 your starch. You hydrolize that, and you get the glucose. When you get
8 glucose here, you know what these people are making now. At Virginia
9 Tech I tell the students it's really made from corn. All this is made from the
10 corn. You can also take it right here, and here you're going to get the
11 ethanol. So 80 of these grains, corn, wheat, barley, oats, going to make
12 ethanol from it. If you go to the tropics, they don't worry about corn or
13 wheat or barley. In Virginia we don't have enough corn, as far as I know.
14 People say when you use corn you don't get what you should. That's only
15 true if your yield is very low. So, if you take wheat, barley, or you have
16 enough of those things, then you can do the same thing like everybody else
17 is doing. We have a lot of forests, and we have our fields, and we can grow
18 a lot of things. For me, technically, this is where I put all my eggs. This
19 would be my focus. Unless you can find a way of producing these oils in
20 Virginia at a reasonable cost, I don't think you can compete. Let's look at
21 three things you can do here. You can take these materials, if you treat it
22 and you hydrolyze it, again you have your ethanol. The question is, how far
23 have we come along these lines. We still have a lot of technological
24 problems. Until we solve those problems we cannot produce ethanol at a
25 reasonable cost. When you take lignocellulose, we take advantage of that.

1 The wood process, by the time we get it, it might be \$80 a ton, and you
2 cannot make any money doing that. So we then have this very high
3 temperature with no oxygen, and you have bio-oil. I hope you're following
4 me using this chart. You can take that bio-oil and heat to a higher
5 temperature and gasify it. When you gasify it, you move to another stage.
6 These fuels have different characteristics from the biodiesel, and I don't want
7 to confuse you. When people are talking about this, the biodiesel is this one,
8 another route is gasification. If you make bio-oil you break it down, and
9 here you make it and you get syngas, that makes the hydrogen, and then here
10 you get your fuel. To get the diesel fuel there are two routes. You go this
11 way, or you go that way. If you gasify the coal, you get the fuel. When you
12 look at all these that I'm talking about and combine all this here, we call that
13 a bio-refinery. You can get a lot of products out of this. If you're in the corn
14 industry, follow this one here, and you can call that a bio-refinery. The
15 question is, what is the difference? We call it a refinery because when you
16 go to any petroleum refinery what you have is crude oil to get gas, and when
17 you see that we now take corn oil and you end up with ethanol here, what is
18 the difference? We call it a bio-refinery. We're talking about a bio-refinery
19 of the future here, and it's not the same as that one. This one right here, the
20 bio-oil, I showed you one route here, you gasify it and then get fuel, that's
21 what we're doing. You can forget about this one. This is a complex
22 formula. There are 5,000 different components over here. So if you get a
23 petroleum scientist, you might make smoke out of this, you can make liquid
24 smoke, maybe, out of this. If you achieve that, then you have bio-refinery.
25 This one is based upon the corn oil, and this one is based on this. In a

1 nutshell, that's what we're talking about.

2 DR. NOWAK: You characterize the technology
3 advancement as far as this technology, the soundness of it, and then potential
4 return and benefit.

5 DR. AGBLEVOR: The most advanced technology
6 we currently have is the corn refinery, and that technology, the only thing we
7 get out of it that we didn't have before, you could use the sugar cane, but if
8 you convert it, it's not as sweet as sugar cane, but it's pretty close. It's been
9 investigated. If you come to this one, the biodiesel one, then that's a very
10 simple technology, and anybody can do it. People are going that way every
11 day, because you can take certain ingredients and make biodiesel out of it.
12 You have to refine it, of course. You can't take it straight, you'd lose more
13 money than you'd ever make doing that. You have to refine this, it's a
14 refining process, which costs money. So if you get a refinery to remove all
15 the junk, then you could be ready to use it. I don't know if you could get
16 enough supply in your area to have an impact. If you think you can, that
17 might be an easy way to make money. Sell it for what, \$2.59 a gallon?
18 When you compare all these things, you have to consider what's the most
19 efficient. That's certainly one to challenge, and you have to develop that. If
20 you look at the pyrolysis and then you consider the gasification and make
21 this, it's a long way to come. You'll hear things on radio and TV. You'd
22 have to give yourself five or ten years to be able to grow grass in your
23 backyard and make ethanol out of it, and you have to be realistic, and we
24 don't have that. You must remember you have to be realistic. I don't want to
25 discourage you from funding something like this, but I don't want you to get

1 your expectations so high and you can't deliver, then everyone feels bad.
2 We have to balance and be realistic with the science. All this that we've
3 been talking about, there's no doubt about it, because you have this energy,
4 and we're talking about engineering. There are a lot of things you can
5 achieve using various tests, but to translate that, that's a big challenge.

6 MR. MOSS: Can we burn the bio-oil?

7 DR. AGBLEVOR: Yes.

8 MR. MOSS: So, is it feasible, can we have the
9 bio-oil as a substitute for diesel fuel?

10 DR. AGBLEVOR: Yes, you can do that. You
11 have to identify your system to burn. So long as you realize what it is. If
12 you make enough money, then move on to the gasification, and that'll be the
13 next case. That's why some companies are doing it.

14 MR. MOSS: I'd like to point out for the record
15 that the State of new Hampshire has done a study on heating oil. In the
16 northeast there are 124 percent diesel fuel used for heating, as opposed to
17 transportation, meaning there is more used for heating purposes than
18 transportation, and nationally that's about 24 percent. The market for
19 heating purposes is very large, and that's diesel fuel and not including
20 propane. The premise would be there is certainly enough business to justify
21 an oil refinery than other things. I think it's a business model worth
22 pursuing.

23 DR. AGBLEVOR: In western Europe that's what
24 they're doing, they're concerned about heating.

25 DR. DAS: Can I make a comment about the corn

1 bio-refinery? One of the things that impressed me when I was doing part of
2 the study. The United States corn-for-ethanol industry really began after the
3 '70's oil crisis. Here historically when you consider the ethanol for years but
4 to produce it in large quantities for purposes of not drinking it is largely 25
5 years. When it started in the U. S., the cost of converting corn ethanol was
6 \$2.75 using fermentation. Over the 30 years it has gone down to about 85
7 cents a gallon. That's the typical technology, it takes about 25 years to get to
8 the point of maximum efficiency. At that point the only thing that's holding
9 the technology is the cost of the feedstock. The things that make that happen
10 are increased reaction rates, and you have greater use of corn. In my
11 assessment, we're very early in the process of pyrolysis. I look back to 1920
12 before petroleum was refined commercially, and everything started, and
13 people quit doing it. Now we're going back looking at some of those
14 technologies, like corn oil for example, there are ways to get activity out
15 there, and ethanol out of wood base. Maybe in another ten years or so we'll
16 probably get there. I know you have quite a big poultry industry in Virginia.
17 Are there commercial facilities using poultry fat?

18 DR. AGBLEVOR: Yes, they're using it as fuel.
19 They call them poultry farms, but then there's also this animal feed, and that
20 is a complication.

21 MR. MAYHEW: Are there any other questions?
22 If not, we certainly appreciate your presentation. Before we end, I would
23 like to put it to this group that I think it's time to go ahead and make a
24 decision on this thing. We've studied it now extensively, and I hope and
25 believe that we all have a pretty good understanding of what the real

1 challenge is here to see this thing and to get where we want it to go.
2 Likewise, if you don't make an attempt, someone else will move on it. The
3 money has already been approved, and a lot of work and study has gone into
4 it. Mr. Badger down in Alabama is willing to take nine items of concern and
5 do his very best to improve on those with this new unit we're considering
6 purchasing from him for somewhere in the neighborhood of \$150,000,
7 which has already been appropriated, you might say, or approved. Unless
8 there is some real dissent here, if anyone else on the Committee would like
9 to speak to this, I'd like to hear it. I'd also like, before we leave, someone to
10 offer a motion that we approve or disapprove this purchase and move this
11 thing forward.

12 SENATOR RUFF: Mr. Chairman, what is the
13 capacity of the one we're thinking of purchasing?

14 MR. MAYHEW: The one we're thinking about
15 purchasing?

16 MR. MOSS: Two dry ton, it would be about four
17 wet ton.

18 MR. MAYHEW: I think the very most we can
19 hope for this is not something that's set up and start running a week at a time
20 which will produce a lot of bio-oil and thinking about where we're going to
21 sell it. I think the most we can hope for is a unit that we can tweak and work
22 with Virginia Tech with and make improvements and hopefully get to a
23 point that in the not-too-distant future maybe even make another unit that
24 would improve on that one, and then go forward to commercialize it some
25 and not get bogged down in a ten-year deal. I could see where it could go

1 for more than one year. At the same time, advance the cause of new
2 alternative fuel, giving our local farmers another market to sell their wood
3 products. I think that's the most realistic idea we can put forward here,
4 rather than something that's pie in the sky, we're going to have something
5 immediately, and everybody is going to get wealthy off of it, that's just not
6 realistic and won't happen. I think we owe it to all the people that put so
7 much effort into this to give them the benefit of the doubt, since we've gotten
8 this far. That's just my opinion. If anybody wants to take another shot at it,
9 let's hear it.

10 DR. NOWAK: I'd like to supplement what you
11 said. I think we'll have to form a partnership, ROI with a joint venture in the
12 development of the technology because it, at least or as far as I understand it,
13 we'll have to update it. Then there is engineering that is significant, and you
14 have to integrate it, and we just need to have a partnership, I believe.

15 MR. MOSS: The licensing agreement probably
16 we'll have to discuss that as a contractual, the last thing we want to do is
17 develop this thing, and then we want to control the value of it so it's part of a
18 purchasing agreement. So I'd recommend that we incorporate some
19 reasonable expectation as far as licensing. It's not going to be a hundred
20 percent exclusive, I don't think, at least regional or maybe more. What's the
21 feeling of the Committee, how do they feel about that?

22 MR. MAYHEW: I discussed with Ned before the
23 meeting that particular, what you just said. He said it's up to the
24 Commission for the background and wherewithal to proceed with it and get
25 it worked out for us.

1 MR. MOSS: This is going to be a big input from
2 Virginia Tech and the Commission funding-wise.

3 MR. NOYES: Staff will be talking to Frank
4 Ferguson, as well. I believe it's an administrative matter, rather than a policy
5 matter; if the Staff gets the direction to proceed and investigate the nature of
6 the contractual relationship, we'll be happy to do that.

7 SENATOR RUFF: Mr. Chairman, it seems like to
8 me there ought to be one motion that we enter into an agreement with them
9 to produce one machine and at the same time to negotiate the best deal we
10 can to enter into a partnership. That's my motion.

11 MR. MAYHEW: Do I hear a second?

12 MR. ARTHUR: Second.

13 MR. MAYHEW: It's been moved and seconded
14 that we contract with ROI to purchase this machine we've talked about at
15 length and also have the updates from Phil Badger, the gentleman that's
16 supposed to do it for us, if he's willing to incorporate new changes and
17 updates, and at the same time that the Commission and Virginia Tech or
18 whoever work out the details to protect our interests as far as how we work
19 together on this. That's a little different, how I restated it, but we have a
20 motion and a second. Any discussion?

21 MR. JENKINS: One clarification. I assume that
22 we'll be relying on that entity to do most of the research and work. We're
23 looking at protecting the money that we invest, but how much input would
24 Virginia Tech have, or anyone else?

25 MR. MAYHEW: I think Virginia Tech is our key

1 player.

2 MR. JENKINS: I mean as far as developing
3 procedures to update and make them better.

4 DR. NOWAK: Usually, in the end when the
5 product is ready and according to the input of the partner to do the specifics
6 when the patent is developed, but I think the experts will have to deal with
7 that.

8 DR. AGBLEVOR: There are two things that have
9 to be done, the partnership, or just buy the machine and run it yourself. If
10 you have the partnership, then what will happen once the machine is built,
11 Virginia Tech will get involved, and then when you get all the process
12 money and any modifications, then the Committee would have a right to go
13 through it, but if you just buy the machine and just run it, then we don't have
14 much.

15 MR. MAYHEW: It was my understanding from
16 the very beginning, the first observation we heard was that Virginia Tech
17 was going to be a major player, and it was a machine that needed a lot of
18 improvements. That was the whole reason for getting started. At least there
19 was something out there that we could work, and we don't have that now,
20 but if we could get it at a reasonable price, then it would be worthwhile
21 going forward.

22 MR. JENKINS: That's where I'm a little confused,
23 when you start talking about intellectual property. If we're going to buy this
24 machine and then turn it over to the people at Tech to work on it and try to
25 improve it, then are we going to buy the machine but still in effect subsidize

1 the group to make these updates?

2 DR. NOWAK: I think investing in the
3 development process, rather than buy the machine. In the end the outcome
4 of the investment, there would be a machine, that's how I understand it.

5 MR. BYERS: It would seem to me that ROI
6 would be the principal of this machine. They would develop it, but we
7 would play a constant role making sure that these things were done that Dr.
8 Das recommended, kind of a process-improvement role. Our responsibility
9 would be the overall grant to Virginia Tech. I don't see that this is going to
10 be a lot of intellectual property created at this particular stage.

11 MR. JENKINS: You hit the key word there as far
12 as input, consultant, rather than actually, but if you go back to the idea of the
13 combine. They bought the combine and whatever they started with and then
14 built a separate head to go on it, and they turn it over as intellectual property
15 with the makers of the original machine. We're not talking about that, we're
16 going to be the consultant. Is that your point?

17 DR. AGBLEVOR: I think we want to do more
18 than that. When everything is ready, we can develop a partnership rather
19 than consultant.

20 MR. NOYES: A partnership rather than a
21 consultant.

22 MR. JENKINS: I think we need to understand that
23 before we vote on this motion.

24 MR. MAYHEW: The details of all this can be
25 worked out later, but it can't be worked out here today. It's too complicated

1 and involved, and I think that's where we depend on the Commission and
2 Virginia Tech to do what's right with it. I hope something results from this
3 that's worthy of us talking about it. I'm not making small of that, we may get
4 something great. I think we're getting too far ahead of ourselves trying to tie
5 down too close right now when we don't even know and we really haven't
6 even gotten off the ground yet.

7 MR. JENKINS: I think you need to decide on the
8 basic premise of what the plan does. I'm not talking about a lot of detail.
9 And that's just my opinion.

10 MR. DAVENPORT: You've got somebody here
11 that's got a product, and how bad does he need us, and K. C. can probably
12 talk about that, but the reality of it is that he has already said that basically
13 it's his product and he owns the intellectual part of it ,and any modifications
14 done to it are basically in his purview. You buy something from him, and
15 you operate it, maybe from that Foster and others would say maybe there
16 could be something created, a whole different product. Certainly you're
17 talking about a lot bigger product than this is. This is more just something
18 that you're going to get used to the feel of what you're doing. Ken, you say
19 that if you're really going to have something you can't make money on this?

20 MR. MOSS: No, there has been a study done on
21 this. I can't quote the research that was done, and it is upscale.

22 DR. AGBLEVOR: There is one thing, and when
23 you transfer, and you must remember it's not verified and no one said what is
24 that process for in the reactor. Like you have a pot and you throw
25 everything in there and you cook it and something comes out great, what we

1 call a determined approach, and it works. But how and what is behind it,
2 therefore how can you improve upon it.

3 MR. DAVENPORT: We have a division at
4 Virginia Tech that deals with negotiated contracts, and we have a lawyer
5 tuned into that specifically. So I would say that you find out real quick how
6 important it is to this person or the supplier, this affiliation, because
7 assuming at this point it's critical to whether it will actually end up being a
8 product or not. I don't know if you recognize that or not.

9 Mr. Jenkins, all this will be straightened out pretty quick. I
10 look for greater things and maybe a whole different product than what this
11 unit does.

12 MR. MOSS: It goes back to the VPRI original
13 plan, if you go under that basis where the ROI combined with Virginia Tech
14 and you tie it up there; and to me, that's the best way to approach it. You
15 can file for a patent, and that would tie it up right there and cover that.
16 You'd have to share some of the benefits of the existing, but I guess in the
17 end if you go commercial with it, what percentage is commercial versus
18 Virginia Tech and what that side of it is. Nonetheless, VPROI would tie it
19 up back to Virginia Tech.

20 MR. MAYHEW: I think the intent of the motion
21 that is on the floor and seconded that we move forward and purchase the
22 machine and leave it up to Virginia Tech and the Commission to work out
23 the fine details. Any further discussion? All in favor say aye? (Ayes.) All
24 opposed, no? (No response.)

25 Do we have the next meeting date?

1 MR. NOYES: We haven't set that yet.

2 MR. MAYHEW: Then I'll ask if there is any
3 public comment?

4 UNIDENTIFIED: I'd like to start and pass this
5 around. These are some wood products and under very high pressure and
6 the right amount of moisture, about ten percent moisture. What we are
7 doing is looking at compounding post-consumer recycled material with
8 some additional processing that I'll go into at a later date. What we're
9 finding with this material here, we're finding that in processing this we're
10 getting a very good large flame. With these particular ones we're getting on
11 the order of 13,600 BTU's. We're also seeing a burn time 50 percent longer.
12 What I'm saying is that we're seeing a longer burn time and a longer time
13 scale for the release of more heat. We'll have more as we go, and we'll start
14 making pellets that look a lot more like this. Thank you.

15 MR. MAYHEW: If no one else has anything to
16 add, if there's nothing else, we'll stand adjourned.

17

18 PROCEEDINGS CONCLUDED.

19

20 CERTIFICATE OF THE COURT REPORTER

21

22 I, Medford W. Howard, Registered Professional
23 Reporter and Notary Public for the State of Virginia at large, do hereby
24 certify that I was the court reporter who took down and transcribed the
25 proceedings of the **Virginia Tobacco Indemnification and Community**

1 **Revitalization Commission Bio-Energy Oversight Committee Meeting**
2 **when held on Thursday, October 5, 2006 at 2:00 p.m. at the Riverstone**
3 **Technology Building, South Boston, Virginia.**

4 I further certify this is a true and accurate
5 transcript, to the best of my ability to hear and understand the proceedings.

6 Given under my hand this 15th day of November,
7 2006.

8

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11

Medford W. Howard

12

Registered Professional Reporter

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Notary Public for the State of Virginia at Large

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17 My Commission Expires: October 31, 2010.