

ONE HUNDRED TWELFTH CONGRESS
Congress of the United States
House of Representatives
COMMITTEE ON ENERGY AND COMMERCE
2125 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6115

Majority (202) 225-2927
Minority (202) 225-3641

September 21, 2011

Mr. Jason Martin
Managing Director
Argonaut Private Equity
6733 South Yale
Tulsa, OK 74136

Dear Mr. Martin:

On April 29, 2011, pursuant to House Rules X and XI of the U.S. House of Representatives, the Committee wrote to you requesting documents and information about the relationship between Argonaut Private Equity (Argonaut) and Solyndra, Inc. (Solyndra) of Fremont, California. Since our last correspondence, the Committee's investigation has evolved. In addition, Solyndra has filed for bankruptcy and been raided by the Federal Bureau of Investigation (FBI) as part of a joint investigation with the Department of Energy (DOE) Office of Inspector General. Therefore, we are requesting additional information related to the loan guarantee for Solyndra and its subsequent modification.

Solyndra was the first company to receive a loan guarantee from the DOE Loan Guarantee Program (LGP) pursuant to the Energy Policy Act of 2005 and the American Reinvestment and Recovery Act of 2009 (ARRA). DOE announced that Solyndra would receive a \$535 million loan guarantee on March 20, 2009, and the loan closed on September 3, 2009. The purpose of the loan guarantee was to finance a new manufacturing facility, known as "Fab 2," for the construction of solar photovoltaic panels.

Since that time, Solyndra has completed the construction of the Fab 2 plant, but has also suffered some setbacks. The company cancelled an initial public offering that was scheduled for June 2010. In November 2010, Solyndra announced that it was closing one of its older facilities, known as "Fab 1," which resulted in the lay-off of 40 full-time employees and 135 temporary or contract workers. In addition, Solyndra postponed a planned expansion of the Fab 2 facility.

Not long after, on February 28, 2011, Solyndra announced that it had received a "new \$75 million credit facility underwritten by existing investors" to be used "to support Solyndra's

working capital requirements, accelerate the Company's ongoing cost reduction activities and execute its expanded channel and segment sales and marketing strategy." At the same time, Solyndra announced that DOE had modified the terms of its loan guarantee agreement to extend the loan amortization period. Despite having over \$1 billion in private capital, it appears as though Solyndra had significant issues with working capital and liquidity throughout the life of the DOE loan guarantee. On August 31, 2011, Solyndra announced it was immediately suspending its operations and filing for bankruptcy. One week later, the FBI executed search warrants at Solyndra's Fremont offices as part of an investigation with the DOE Office of Inspector General.

It is our understanding that Argonaut was one of the significant investors participating in the new \$75 million credit facility. In order to better understand the loan guarantee for Solyndra and its subsequent modification, we request that you provide the following information to the Committee by September 28, 2011:

1. All documents and communications relating to the \$535 million loan guarantee, including but not limited to the \$75 million credit facility, the planned initial public offering and the cancellation of that offering, the February 23, 2011, restructuring of the loan agreement, and the August 31, 2011, bankruptcy filing. Please include all documents and communications relating to the viability of Solyndra's economic model, technology, pricing, research and development, and sales strategies.
2. All documents that were prepared for or relating to meetings or telephone calls between the White House or Executive Office of the President (EOP) personnel and Argonaut officials, agents, employees, directors, partners, board members, or other representatives, including, but not limited to, presentations, notes, emails, and letters.

An attachment to this letter provides additional information about how to respond to the Committee's request. We appreciate your prompt attention to this matter. Should you have any questions, please contact Karen Christian with the Committee staff at (202) 225-2927.

Sincerely,



Fred Upton
Chairman



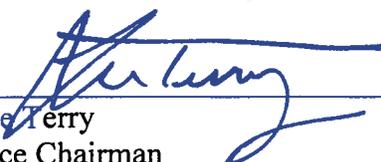
Cliff Stearns
Chairman
Subcommittee on Oversight and Investigations



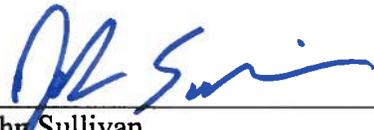
Sue Myrick
Vice Chairman



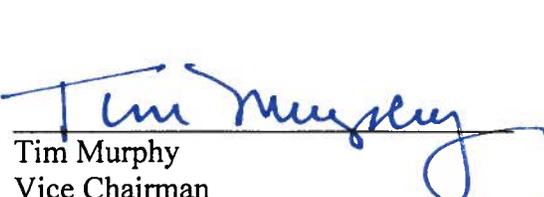
Joe Barton
Chairman Emeritus



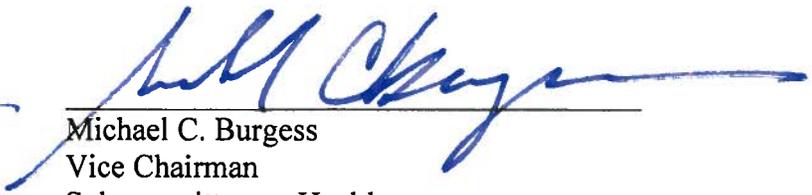
Lee Terry
Vice Chairman
Subcommittee on Communications
and Technology



John Sullivan
Vice Chairman
Subcommittee on Energy and Power



Tim Murphy
Vice Chairman
Subcommittee on Environment
and the Economy



Michael C. Burgess
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Subcommittee on Health



Marsha Blackburn
Vice Chairman
Subcommittee on Commerce,
Manufacturing, and Trade











cc: The Honorable Henry A. Waxman, Ranking Member

The Honorable Diana DeGette, Ranking Member
Subcommittee on Oversight and Investigations

Attachment

Letter to Mr. Jason Martin

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Signatories

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Sue Myrick
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