

05-0260
SALES AND USE
TAX YEARS: 2001, 2002, 2003, 2004
SIGNED: 01-26-2007
COMMISSIONERS: P. HENDRICKSON, R. JOHNSON, M. JOHNSON

BEFORE THE UTAH STATE TAX COMMISSION

| | | |
|-----------------------|---|---|
| PETITIONER, |) | |
| |) | ORDER OF DISMISSAL |
| Petitioner, |) | |
| |) | |
| v. |) | Appeal No. 05-0260 |
| |) | Account No. ##### |
| AUDITING DIVISION |) | Audit Period: Oct. 1, 2001 through June 30, 2004 |
| OF THE UTAH STATE TAX |) | Tax Type: Sales and Use |
| COMMISSION, |) | |
| |) | Judge: Chapman |
| Respondent. |) | |

STATEMENT OF THE CASE

The above-captioned matter came before the Commission on Petitioner's appeal from the assessment of sales and use tax for the above listed period. The parties have signed a Memorandum of Understanding that resolves all issues, and Petitioner requests that the appeal be withdrawn.

ORDER

Based on the foregoing, the Commission dismisses this appeal.

BY ORDER OF THE COMMISSION:

DATED this _____ day of _____, 2007.

Pam Hendrickson
Commission Chair

R. Bruce Johnson
Commissioner

Marc B. Johnson

D'Arcy Dixon Pignanelli

Appeal No.

Commissioner

Commissioner

NOTICE of Appeal Rights and Payment Requirement: Any balance due as a result of this order must be paid within thirty days of the date of this order or a late penalty could be applied. A withdrawal is a failure to exhaust administrative remedies, which precludes further judicial review. Utah Code Sec. 63-46b-14. Pending an order by the Commission to reopen the appeal, this matter is closed without further recourse.

ckl/05-0260.dis