

COMPTROLLER
of MARYLAND
Serving the People

Peter Franchot
Comptroller

Daniel C. Riley, Jr.
Director
Compliance Division

October 16, 2019

Re: Settlement Agreement
Taxpayer: _____
TIN: _____
CR No.: _____
Tax Period: 02/01/2010 – 03/31/2015
Tracking No.: 85157

SUT ASSESSMENT AMOUNT

Tax:	\$	51,556.10
Interest:	\$	15,194.15
Penalty:	\$	<u>5,155.61</u>
Total:	\$	71,905.86

SUT REVISED AMOUNT

Tax:	\$	0.00
Interest:	\$	0.00
Penalty:	\$	<u>0.00</u>
Overpayment:	(\$	19,484.70)

Dear Mr. Basik:

This letter is in response to the hearing held in the Comptroller's Baltimore office on September 16, 2015, regarding the sales and use tax assessment issued on June 18, 2015 for the above-referenced tax period.

Based on the documentation provided, the sales and use tax assessment shall be rescinded in full. For settlement purposes, the Comptroller's office shall accept the revised audit workpapers that reflect an overpayment of sales and use tax in the amount of \$19,484.70.

In exchange for issuing a refund of \$19,484.70, the taxpayer agrees to withdraw its appeal of the sales and use tax assessment for the above-referenced tax period. Upon receipt of this signed settlement agreement, a refund of sales and use tax in the amount of \$19,484.70 shall be issued to the taxpayer.


By entering into and signing this settlement agreement, the taxpayer acknowledges and agrees that the taxpayer is withdrawing its application for revision of the assessment under Tax-General Article Section 13-508. The taxpayer further agrees to waive any rights to have a hearing officer issue a Notice of Final Determination on the application for revision of the assessment and subsequently to appeal that hearing officer's decision to the Maryland Tax Court.

If the terms of this letter are acceptable, please execute this agreement and return it to me by Friday, November 15, 2019. This executed agreement and payment should be mailed to my attention at the following address:

Andrew Jay Maschas
Comptroller of Maryland
301 West Preston Street, Room 203
Baltimore, Maryland 21201-2383

Thank you for your assistance in resolving this matter. If you have any questions, please call.

Sincerely,



Andrew Jay Maschas

ACCEPTED:

BY: 

DATE: 10-22-19

cc: Ken Dickard

Name:
t/a
Address:

Schedule: A
Filename: sut - wkbk
Account #:
Audited By:

Recap
Period: 02/01/10 to 03/31/15

Date: 10/10/2019 - FINAL WORKP.

Schedule	Type	Tax Deficiency
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C-2	Expense Purchases	\$23,945.91
D-1	Sales - Actual	2,238.00
D-2	Sales - Net Gain (Asset)	90.00
D-5	Sales	24,488.35
E-1	Tax Remittance - Sales/Use	1,734.58
E-3	Discount taken in error	<u>1,220.75</u>

Net Sales & Use Tax Deficiency \$53,717.59

Offset Credits/Refunds

G-2	Use Tax Remitted on Jobs Determined to be for Resale by Audit (Schedule D-5 Jobs)	\$22,797.41
G-4	Use Tax Remitted on Exempt Jobs	31,977.20
G-6	Use Tax Remitted on Non Taxable E	<u>18,427.68</u>

Total Offset Credits/Refunds 73,202.29

Total Sales & Use Tax Deficiency -\$19,484.70

Acknowledgement of Audit Closing Meeting

1. By signing below Taxpayer or Authorized Representative is acknowledging receipt of workpapers accompanied by an explanation of the audit results.
2. The deficiency listed above does not represent a formal assessment. A formal assessment notice accompanied by appeal rights will be mailed to the Taxpayer.
3. The Taxpayer or Authorized Representative acknowledges that during the final closing conference the

**Taxpayer
or Authorized Representative**

By _____

Signature

Name _____

Print Name

Title _____

Date _____

Name:
t/a
Address:

Schedule: A
Filename: sut - wkbk
Account #:
Audited By:

Recap
Period: 02/01/10 to 3/31/2015 Date: 06/08/15

Schedule	Type	Tax Deficiency
C-2	Expense Purchases	78,406.27
D-1	Sales - Actual	2,238.00
D-2	Sales - Net Gain (Asset)	90.00
D-5	Sales	54,939.82
E-1	Tax Remittance - Sales/Use	1,734.58
E-3	Discount taken in error	<u>1,220.75</u>
Total Sales & Use Tax Deficiency		<u>\$138,629.42</u>
Offset Credits/Refunds		
G-2	Use Tax Paid on Jobs Determined to be for Resale by Audit (Schedule D-5 Jobs)	\$23,101.61
G-4	Exempt Jobs	\$33,833.90
G-6	Non Taxable Expenses	\$35,441.17
Total Offset Credits/Refunds		\$92,376.68
Net Sales & Use Tax Deficiency		<u><u>\$46,252.74</u></u>

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**Taxpayer
or Authorized Representative**

By _____
Name _____
Title _____
Date _____
Signatory
Print Name