

STATE OF NEW YORK

DIVISION OF TAX APPEALS

In the Matter of the Petition :

of :

 :

ORDER OF DISCONTINUANCE
DTA NO. 828161

for Revision of a Determination or for
Refund of Sales and Use Taxes under
Articles 28 and 29 of the Tax Law for
the Period December 1, 2011 through
August 31, 2014. :

NOTICE/ASSESSMENT NO.


The parties having jointly executed a stipulation agreeing to settle and discontinue this matter in accordance with its provisions, having filed said stipulation with the Division of Tax Appeals, and having moved for an Order finally determining this matter in accordance with its terms,

NOW, upon reading and filing said Stipulation settling and discontinuing the above-entitled proceeding, it is

Ordered, Adjudged and Decreed that pursuant to the Stipulation of Discontinuance dated April 5, 2019 and April 8, 2019, the assessment is recomputed to be tax of \$79,534.66, plus minimum interest.

Pursuant to the Stipulation of Discontinuance executed by the parties, petitioner has waived its rights to apply for costs and fees under Tax Law § 3030; and

It is further Ordered, Adjudged and Decreed that the above-entitled proceeding be and the same hereby is discontinued with prejudice, and

THIS ORDER shall constitute the final judgment in this matter for purposes of Tax Law § 3030.

Dated: Albany, New York