

**BEFORE THE TAX COMMISSION OF THE STATE OF IDAHO**

In the Matter of the Protest of )  
 )  
[REDACTED], ) DOCKET NO.18272  
 )  
 ) DECISION  
Petitioners. )  
 )  
\_\_\_\_\_ )

[Redacted] (petitioners) protest the Notice of Deficiency Determination issued by the auditor for the Idaho State Tax Commission (Commission) dated January 6, 2004, asserting an additional liability for Idaho income tax and interest in the amount of \$4,269 for 2002.

The sole adjustment producing the asserted liability in the Notice of Deficiency Determination was to reduce the amount of the net operating loss that the petitioners carried forward to their 2002 Idaho income tax return. The auditor contended that the statute of limitations had expired for the allowance of a portion of the claimed net operating loss.

The petitioners have presented no additional documentation or authority to support the amount of the loss claimed.

The Commission has reviewed the information in the file including the source and application of the net operating losses incurred by the petitioners. The Commission finds that the auditor properly determined the amount of the available net operating loss deduction.

WHEREFORE, the Notice of Deficiency Determination dated January 6, 2004, is hereby APPROVED, AFFIRMED, and MADE FINAL.

IT IS ORDERED and THIS DOES ORDER that the petitioner pay the following tax and interest (calculated to January 31, 2005):

| <u>YEAR</u> | <u>TAX</u> | <u>INTEREST</u> | <u>TOTAL</u> |
|-------------|------------|-----------------|--------------|
| 2002        | \$4,077    | \$411           | \$4,488      |

DEMAND for immediate payment of the foregoing amount is hereby made and given.

An explanation of the petitioners' right to appeal this decision is enclosed with this decision.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

IDAHO STATE TAX COMMISSION

\_\_\_\_\_  
COMMISSIONER

**CERTIFICATE OF SERVICE**

I hereby certify that on this \_\_\_\_ day of \_\_\_\_\_, 2004, a copy of the within and foregoing DECISION was served by sending the same by United States mail, postage prepaid, in an envelope addressed to:

[REDACTED]  
[Redacted]  
[REDACTED]

Receipt No.  
  
\_\_\_\_\_