

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

In the Matter of the Protest of	)	
	)	DOCKET NO. 24802
[Redacted],	)	
	)	
Petitioner.	)	DECISION
_____	)	

[Redacted] (petitioner) protests the Notice of Deficiency Determination issued by the auditor for the Idaho State Tax Commission (Commission) dated January 10, 2012. The Notice of Deficiency Determination (NODD) asserted additional liability for Idaho income tax, penalty, and interest in the total amount of \$247,322 for 2007.

The petitioner sold Idaho real property during 2007 for \$1,056,702. The Tax Commission staff wrote to the petitioner requesting additional information, but received no response. Accordingly, the staff issued the NODD referred to above deeming the entire sales price to be gain from the sale of the property. The petitioner filed a protest to the NODD and submitted the additional information to allow the gain to be properly calculated. After reflecting the additional information furnished by the petitioner, the liability was reduced to \$36,878, including interest calculated to May 23, 2012.

During this administrative appeal, the petitioner has not provided additional information indicating that the reduced amount is incorrect. Accordingly, the Commission finds that this modified determination should be affirmed.

THEREFORE, the NODD dated January 12, 2012, is hereby MODIFIED, and as so MODIFIED, is APPROVED, AFFIRMED, AND MADE FINAL.

IT IS ORDERED and THIS DOES ORDER that the petitioner pay the following tax, penalty, and interest (computed to January 31, 2013):

<u>YEAR</u>	<u>TAX</u>	<u>PENALTY</u>	<u>INTEREST</u>	<u>TOTAL</u>
2007	\$25,334	\$6,334	\$5,889	\$37,557

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

An explanation of the petitioner's right to appeal this decision is enclosed.

DATED this \_\_\_\_\_ day of \_\_\_\_\_ 2012.

IDAHO STATE TAX COMMISSION

---

COMMISSIONER

**CERTIFICATE OF SERVICE**

I hereby certify that on this \_\_\_\_\_ day of \_\_\_\_\_ 2012, 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]

Receipt No.

---