

BEFORE THE TAX COMMISSION OF THE STATE OF IDAHO

In the Matter of the Protest of)	
██████████ ██████████ ██████████ ██████████)	DOCKET NO. 0-176-645-120
)	
Petitioner.)	DECISION
_____)	

██████████ ██████████ ██████████ ██████████ (Petitioner) protested the Notice of Refund Determination (Notice) dated February 26, 2024. Petitioner disagreed with the changes the Revenue Operation Division (Division) made to its corporation income tax return filed for the tax year 2022. The Idaho State Tax Commission (Tax Commission) reviewed the matter and for the reason stated below upholds the Notice.

The Division sent Petitioner a request for information, asking for substantiation of the estimated payment claimed on their return (i.e., a copy of the front and back of any cancelled check(s)) because the claimed amount did not match the Tax Commission’s records. Petitioner provided a copy of the Idaho Form K-1 issued by ██████████ ██████████ ██████████ ██████████ (██████████ ██████████) however, it did not substantiate the amount of the payment claimed on their return. The Division acknowledged the protest and referred the matter to the Tax Commission’s Appeals Unit (Appeals) for administrative review.

Appeals provided Petitioner the options available for redetermining a protested Notice. Petitioner’s representative responded but did not request an informal hearing. Appeals, like the Division, requested proof of the payment claimed on Petitioner’s return. The representative did not provide the requested information. Therefore, the Tax Commission decided the matter based on the information available.

Petitioner is an S-Corporation (S-Corp) located in Illinois and a shareholder of [REDACTED]. [REDACTED] Petitioner filed a composite return, reporting income and paying income tax at the entity level for some of their nonresident shareholders. Petitioner claimed a credit as if [REDACTED] withheld and remitted tax on behalf of Petitioner. However, there is no evidence that [REDACTED] remitted to the Tax Commission the amount of tax claimed by Petitioner. Therefore, to match the Tax Commission's records, the Division reduced Petitioner's estimated tax payment by the amount claimed as credit for tax withheld on their behalf.

The Division added interest and penalty to Petitioner's Idaho tax. The Tax Commission reviewed those additions and found them appropriate and in accordance with Idaho Code sections 63-3045 and 63-3046.

THEREFORE, the Tax Commission AFFIRMS the Notice dated February 26, 2024, directed to [REDACTED] [REDACTED] [REDACTED] [REDACTED]

<u>YEAR</u>	<u>TAX</u>	<u>PENALTY</u>	<u>INTEREST</u>	<u>TOTAL</u>
2022	\$2,187	\$121	\$155	\$2,463

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

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

DATED this _____ day of _____ 2024.

IDAHO STATE TAX COMMISSION

CERTIFICATE OF SERVICE

I hereby certify that on this _____ day of _____ 2024,
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:

Receipt No.

[REDACTED]

[REDACTED]