1 2 3 4 5 6 7 8 9	RICHARD E. ZUCKERMAN Principal Deputy Assistant Attorney General HENRY C. DARMSTADTER Trial Attorney, Tax Division U.S. Department of Justice P.O. Box 683, Ben Franklin Station Washington, D.C. 20044-0683 Telephone: (202) 307-6481 Facsimile: (202) 307-0054 E-mail: henry.c.darmstadter@usdoj.gov <i>Of Counsel</i> STEVEN W. MYHRE Acting United States Attorney <i>Attorneys for the United States of America</i>		
10			
11	IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA SOUTHERN DIVISION		
12			
13	VEG CORP., INC,	) Case No. 2:17-CV-02893-JCM-NJK	
14	Petitioner,	) JOINT MOTION FOR SIXTY-DAY ) EXTENSION FOR UNITED STATES	
15	V.	) TO RESPOND TO PETITION	
16	UNITED STATES OF AMERICA,	) <b>FIRST REQUEST</b>	
17	Respondent.	) LR IA 6-1, 6-2 and 7-1	
18	COMES now Petitioner Veg. Corp., Inc. and Respondent United States of America, by		
19	and through their undersigned counsel, and submit a Joint Motion to extend the time in which the		
20	United States has to respond to the Petition for a period of sixty (60) days:		
21	1. On November 17, 2017, Veg Corp., Inc. ("Veg Corp.") filed its petition to quash a		
22	Formal Document Request issued by the Internal Revenue Service ("IRS") to Petitioner with		
23	respect to foreign-based documentation in accordance with 26 U.S.C. (IRC) § 982(c)(2).		
24			
25			

2. 1 The IRS is conducting an audit examination of Veg Corp.'s corporate income tax 2 return for the year 2013. In connection with the examination, the IRS issued several Information 3 Document Requests ("IDR") to Veg Corp. 4 3. On August 21, 2017, the IRS issued a Formal Document Request to Veg Corp. 5 under IRC § 982 in which it contended that Veg Corp.'s responses to the IDRs were insufficient 6 or incomplete. On November 15, 2017, the IRS granted Veg Corp an extension until December 7 15, 2017 in which to respond to the Formal Document Request.

8 4. Veg Corp. has now filed this Petition to quash the Formal Document Request in
9 accordance with IRC § 982(c)(2) for the reasons stated in its Petition.

5. On or about November 22, 2017, the Petitioner served the United States Attorney
for the District of Nevada with a copy of the Summons and Petition. The United States response
to the Petition is currently due by January 22, 2018.

By this Joint Motion, the United States seeks a sixty-day extension until March
23, 2018 in which to respond to the Petition.

7. The additional time sought will allow counsel for the United States to carefully
consider the merits of the claims raised by the Petitioner, and give sufficient time to the parties to
discuss narrowing or clarifying the issues involved herein.

19 DATED: December 21, 2017

18

20

21

22

23

24

25

<u>/s/Henry C. Darmstadter</u> HENRY C. DARMSTADTER Trial Attorney, Tax Division U.S. Department of Justice P.O. Box 683 Ben Franklin Station Washington, D.C. 20044-0683 (202) 307-6481

Of Counsel STEVEN W. MYHRE Acting United States Attorney

Attorneys for the United States

2

1		GREENBERG TRAURIG, LLP
2	DATED D	/s/DONALD L. PRUNTY, ESQ.
3 4	DATED: December 21, 2017	MARK E. FERRARIO, ESQ. DONALD L. PRUNTY, ESQ. 3773 Howard Hughes Parkway
5		Suite 400N Las Vegas, Nevada 89169
6		Attorneys for Petitioner
7		
8	IT IS SO ORDERED.	
9		
10		
11	NANCY J. KOPPE	
12	UNITED STATES MAGISTRATE JUDGE	
13	DATED: December 22, 2017	
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		
		3