IN THE OREGON TAX COURT MAGISTRATE DIVISION Income Tax

DANE M. TOMSETH,)
Plaintiff,)) TC-MD 150437C
v.)
DEPARTMENT OF REVENUE, State of Oregon,)))
Defendant.) FINAL DECISION ¹
This matter is before the court on	Defendant's letter filed October

This matter is before the court on Defendant's letter, filed October 21, 2016. Defendant reported that it now agrees to provide the tax relief requested by Plaintiff. In his Complaint, Plaintiff requested that the court order the refund of \$5,560 in taxes, plus interest and costs as provided by law. Because the parties are in agreement as to the tax relief, the case is ready for decision. Any request for costs must comply with TCR-MD 16. Now, therefore,

IT IS THE DECISION OF THIS COURT that this case be removed from abeyance.

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¹ This Final Decision incorporates without change the court's Decision, entered October 24, 2016. The court did not receive a statement of costs and disbursements within 14 days after its Decision was entered. *See* Tax Court Rule–Magistrate Division (TCR–MD) 16 C(1).

IT IS FURTHER DECIDED that, as agreed by the parties, Defendant shall refund to Plaintiff \$5,560 in taxes, plus interest as provided by law.

POUL F. LUNDGREN
MAGISTRATE

If you want to appeal this Final Decision, file a complaint in the Regular Division of the Oregon Tax Court, by <u>mailing</u> to: 1163 State Street, Salem, OR 97301-2563; or by <u>hand delivery</u> to: Fourth Floor, 1241 State Street, Salem, OR.

Your complaint must be submitted within <u>60</u> days after the date of the Final Decision or this Final Decision cannot be changed. TCR-MD 19 B.

This document was filed and entered on November 14, 2016.

Dated this ____ day of November 2016.