

IN THE MAGISTRATE DIVISION
OF THE OREGON TAX COURT

Income Tax

CALVIN R. SCHULTZ AND THERESANNE)	
M. PROEHL-SCHULTZ,)	
)	
Plaintiffs,)	No. 000376D
)	
v.)	
)	
DEPARTMENT OF REVENUE,)	
STATE OF OREGON,)	
)	
Defendant.)	DECISION OF DISMISSAL

This matter is before the court on its own motion to dismiss plaintiffs' Complaint for failure to pay the statutory filing fee.

The court received from plaintiffs an appeal without the required filing fee. The court sent plaintiffs a letter on March 28, 2000, requesting that the fee be paid. The letter advised plaintiffs that if the fee was not paid, the court would dismiss the case. The court has yet to receive the filing fee. Therefore, the court concludes that plaintiffs' appeal should be dismissed. Now, therefore;

IT IS THE DECISION OF THIS COURT that the Complaint in the above-entitled matter be dismissed.

Dated this _____ day of April, 2000.

JILL A. TANNER
MAGISTRATE

IF YOU BELIEVE YOU HAVE A GOOD REASON WHY THIS DECISION SHOULD BE SET ASIDE, YOU MUST PAY THE \$25 FILING FEE AND REQUEST THAT YOUR APPEAL BE REINSTATED. YOUR REQUEST MUST GIVE A GOOD REASON FOR YOUR FAILURE TO PAY THE FEE EARLIER AND MUST BE SUBMITTED WITHIN 30 DAYS AFTER THE DATE OF THE DECISION OR THIS DECISION BECOMES FINAL AND CANNOT BE CHANGED.

THIS DOCUMENT WAS SIGNED BY MAGISTRATE JILL A. TANNER ON APRIL 19, 2000. THE COURT FILED THIS DOCUMENT ON APRIL 19, 2000.