

IN THE OREGON TAX COURT
MAGISTRATE DIVISION
Income Tax

DAVID V. HAUN,)
)
 Plaintiff,) TC-MD 020008F
)
 v.)
)
 DEPARTMENT OF REVENUE,)
 STATE OF OREGON,)
)
 Defendant.) **DECISION**

This matter has been the subject of two previous Orders of the court.¹ In an Order dated April 8, 2002, the court ordered Defendant to cease its collection efforts against Plaintiff during the pendency of the appeal. In an Order dated October 1, 2002, the court denied Defendant's motion to dismiss. In that order, the court held that the taxes at issue were not discharged by Plaintiff's chapter 7 bankruptcy.

In a status conference held on November 6, 2002, Plaintiff stated that he did not disagree as to the amounts of the taxes owing.

Because the court has previously held that the taxes owing were not discharged by Plaintiff's chapter 7 bankruptcy and there is no disagreement as to the amounts of the taxes owing, there is no reason for this appeal to go forward. Now, therefore,

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¹ For a complete recitation of the facts and the procedural history of the case, see *Haun v. Dept. of Rev.*, OTC-MD No 020008F (Order filed Oct 1, 2002).

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IT IS THE DECISION OF THIS COURT that Plaintiff's appeal is denied.

Dated this _____ day of February, 2003.

SALLY L. KIMSEY
MAGISTRATE

IF YOU WANT TO APPEAL THIS DECISION, FILE A COMPLAINT IN THE REGULAR DIVISION OF THE OREGON TAX COURT, FOURTH FLOOR, 1241 STATE ST., SALEM, OR 97301-2563. YOUR COMPLAINT MUST BE SUBMITTED WITHIN 60 DAYS AFTER THE DATE OF THE DECISION OR THIS DECISION BECOMES FINAL AND CANNOT BE CHANGED.

THIS DOCUMENT WAS SIGNED BY MAGISTRATE SALLY L. KIMSEY ON FEBRUARY 27, 2003. THE COURT FILED THIS DOCUMENT ON FEBRUARY 27, 2003.