

IN THE OREGON TAX COURT
MAGISTRATE DIVISION
Small Claims
Income Tax

MARTIN VAVRA,)
)
 Plaintiff,) TC-MD 040932A
)
 v.)
)
 DEPARTMENT OF REVENUE,)
 State of Oregon,)
)
 Defendant.) **DECISION and JUDGMENT**

This matter is before the court on the agreement of the parties. Defendant adjusted Plaintiff's return for the 2003 tax year, reducing the refund from \$426 to \$94. Plaintiff appealed, and as part of the process substantiated the \$3,694 subtraction which Defendant had questioned.

Defendant reviewed the substantiation and has decided that Plaintiff ought to have his requested relief. Defendant has chosen to cancel the original refund check of \$94. Defendant has gone on to issue a new refund check in the amount originally claimed, \$426.

Plaintiff's requested relief is now complete. There is no controversy left for the court to resolve. Now, therefore,

IT IS ADJUDGED that this appeal is dismissed as moot.

Dated this ____ day of September 2004.

SCOT A. SIDERAS
MAGISTRATE

THIS DOCUMENT IS FINAL AND MAY NOT BE APPEALED. ORS 305.514.

THIS DOCUMENT WAS SIGNED BY MAGISTRATE SCOT A. SIDERAS ON SEPTEMBER 28, 2004. THE COURT FILED THIS DOCUMENT ON SEPTEMBER 28, 2004.