

BAC

Business Advisory Council

November 30, 2009

Streamlined Sales Tax Issue Resolution Committee {Sent Via E-Mail}
Attn: Bruce Johnson, Committee Chair
4205 Hillsboro Pike, Suite 305
Nashville, TN 37215

Re: Withdraw of BAC's Petition for Reconsideration Regarding Vermont's Annual Compliance Review in 2008 – Issue Now Moot

Dear Committee Chair Bruce Johnson:

The Business Advisory Council ("BAC") received notice that the Vermont Department of Taxes has posted on its website (www.state.vt.us/tax/businessstreamlined.shtml) that Vermont will source wireless prepaid calling services in accordance to the Agreement. Based on the posting on the website, the BAC hereby withdraws its petition regarding Vermont being found in substantial compliance with each requirement of the Streamlined Sales and Use Tax Agreement in the 2008 Annual Compliance Review.

While the BAC remains concerned with the sourcing provision not being contained in Vermont's regulation § 1.9701(8), Susan Mesner, Tax Economist for the Vermont Department of Taxes, has indicated the Department is committed to putting that definition in its regulation. The BAC trusts this will occur in a timely manner; however, if this is not done the BAC reserves the right to file a petition for resolution or raise this issue in a future annual compliance review.

Please let me know if you have any questions.

Sincerely,



Meredith Garwood, President
Business Advisory Council
(704) 731-3593
Meredith.garwood@twcable.com

Cc: Scott Peterson, SSUTA Executive Director
BAC Board Officers
Susan Mesner, VT Director of Tax Administration