

ILLINOIS INDEPENDENT  
TAX TRIBUNAL

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ECD GREAT STREET, LLC	)	
	)	
Petitioner,	)	
v.	)	No. 14 TT 8
	)	Chief Judge James Conway
ILLINOIS DEPARTMENT OF	)	
REVENUE,	)	
	)	
Respondent.	)	

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STIPULATION OF DISMISSAL

The parties to this proceeding, Petitioner, ECD Great Street, LLC ("ECD") and Respondent, the Illinois Department of Revenue (the "Department"), wish to fully and finally settle, compromise and resolve the Department's Notices of Tax Liability ("NTL's") protested by ECD and the subject of the dispute in this action, on the terms and conditions set forth in this Stipulation of Dismissal as follows:

1. ECD hereby agrees to move for or informally request voluntary dismissal of its Petition in the Illinois Independent Tax Tribunal with prejudice and without attorney's fees, costs, or expenses within thirty days of the date of this Agreement.

2. In exchange for such dismissal, the Department agrees to accept Retailer's Occupation Tax/Use Tax in the amount of \$ 133,187, late payment penalty in the amount of \$ 16,408, and interest as calculated by the Department for the tax periods January 1, 2008 – December 31, 2010 ("Relevant Period") as ECD's full and final settlement of the NTLs for the Relevant Period. As of September 30, 2016, the interest due on the agreed upon tax liability is \$26,547.26.

3. For clarification, the Department agrees to waive and not assess ECD any additional penalties not otherwise specified herein that may have been included in the Notices of Tax Liability for purposes of this agreement.

4. Except as previously provided herein, this Agreement fully and finally resolves all disputes and other issues of any sort between the Parties regarding any and all Illinois Retailer's Occupation Tax/Use Tax for the Relevant Period. The Department may not assess any additional Retailer's Occupation Tax/Use Tax for the Relevant Period and ECD shall not seek any refunds or credits or take any other action to reduce its Illinois Retailer's Occupation Tax/Use Tax for the Relevant Period.

Counsel for ECD



David A. Hughes  
Horwood Marcus & Berk  
500 West Madison Street / Suite 3700  
3344945/1/14750.000

Counsel for the Department



Michael Coveny  
Illinois Department of Revenue  
100 West Randolph Street 7-900

Chicago, IL 60661  
(312) 606-3212  
[dhughes@hmblaw.com](mailto:dhughes@hmblaw.com)

Dated: 9-27-16

Chicago, IL 60601  
(312) 814-6697  
[michael.coveny@illinois.gov](mailto:michael.coveny@illinois.gov)