

STATE OF MICHIGAN
DEPARTMENT OF LICENSING & REGULATORY AFFAIRS
MICHIGAN ADMINISTRATIVE HEARING SYSTEM
MICHIGAN TAX TRIBUNAL

Raymond James & Associates, Inc,
Petitioner,

MTT Docket No. 448700

v

Michigan Department of Treasury,
Respondent.

Tribunal Judge Presiding
Preeti P. Gadola

FINAL OPINION AND JUDGMENT

This matter was heard before Administrative Law Judge (“ALJ”) Thomas A. Halick. A Proposed Opinion and Judgment was issued on June 2, 2014. The Proposed Opinion and Judgment provided, in pertinent part, “the parties shall have 20 days from date of entry of this Proposed Opinion and Judgment to file exceptions and written arguments with the Tribunal consistent with Section 81 of the Administrative Procedures Act (MCL 24.281). The exceptions and written arguments shall be limited to the evidence admitted at the hearing. This Proposed Opinion and Judgment, together with any exceptions and written arguments, shall be considered by the Tribunal in arriving at a final decision in this matter pursuant to Section 26 of the Tax Tribunal Act (MCL 205.726).”

Neither party has filed exceptions to the Proposed Opinion and Judgment.

CONCLUSION

The Tribunal has reviewed the Proposed Opinion and Judgment and the case file and finds that the Administrative Law Judge (“ALJ”) properly considered the evidence and testimony in the rendering of the Proposed Opinion and Judgment. Further, the ALJ made specific findings of fact and conclusions of law. The ALJ’s determination is supported by the testimony and

evidence and applicable statutory and case law. As such, the Tribunal adopts the Proposed Opinion and Judgment as the Tribunal's final decision in this case. See MCL 205.726. The Tribunal also incorporates by reference the Findings of Fact and Conclusions of Law contained in the Proposed Opinion and Judgment in this Final Opinion and Judgment.

Given the above the Tribunal finds that the taxes, interest and penalties as levied by Respondent are:

Assessment Number: TD52816

Taxes	Interest	Penalties
\$675,310	\$191,647.06	\$0

The taxes, interest and penalties as determined by the Tribunal are:

Assessment Number: TD52816

Taxes	Interest	Penalties
\$675,310	\$191,647.06 ¹	\$0

Therefore,

IT IS ORDERED that the Administrative Law Judge's Proposed Opinion and Judgment is ADOPTED by the Tribunal as the Final Opinion and Judgment.

IT IS FURTHER ORDERED that Assessment No. TD52816 shall be AFFIRMED.

IT IS FURTHER ORDERED that Respondent shall cause its records to be corrected to reflect the taxes, interest, and penalties, as finally shown in the Proposed Order within 20 days of entry of this Final Opinion and Judgment.

IT IS FURTHER ORDERED that Respondent shall collect the affected taxes, interest, and penalties or issue a refund as required by this Final Opinion and Judgment within 28 days of entry of this Final Opinion and Judgment.

¹ Interest continues to accrue per 1941 PA 122. Interest shown above is current as of the date of the assessment.

This Final Opinion and Judgment resolves all pending claims in this matter and closes this case.

By: Preeti P. Gadola

Entered: Sept 11, 2014
krb