

OHIO BOARD OF TAX APPEALS

Nanie Ingram Realty, Inc.,)	
)	CASE NO. 2009-N-292
Appellant,)	
)	(CORPORATION FRANCHISE
vs.)	TAX)
)	
Richard A. Levin, Tax Commissioner of Ohio,)	ORDER
)	
Appellee.)	(Finding Jurisdiction)

APPEARANCES:

For the Appellant -	Scott A. Donnelly 12195 Andrews Drive Plain City, Ohio 43604
For the Appellee Tax Commissioner -	Richard Cordray Attorney General of Ohio Lawrence D. Pratt Assistant Attorney General 30 East Broad Street, 25 th Floor Columbus, Ohio 43215

Entered April 7, 2009

Through its March 10, 2009 order, the Board of Tax Appeals directed appellant to show cause why this appeal should not be dismissed. As a result of that order, the Tax Commissioner filed the statutory transcript (“S.T.”) related to this matter. Appellant did not respond to the order. A review of the transcript indicates that the commissioner issued a final determination on December 31, 2008. S.T. at 1-2.

This board’s order emanated from a review of appellant’s notice of appeal and the attachments thereto, which appeared to indicate that the instant matter was not taken from any final action by the commissioner. As the transcript certified to

this board by the commissioner now shows that this appeal is from a final determination, and further indicates that appellant timely appealed from said determination, this board concludes that jurisdiction is proper.

Based upon the record before us, this board finds it has jurisdiction to consider appellant's appeal. This matter will therefore proceed in accordance with the board's rules of practice and procedure.

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