

LITIGATION ROSTER

FRANCHISE AND INCOME TAX

JULY 2014

**Franchise and Income Tax
JULY 2014**

NEW CASES

Case Name

Court/Case Number

None

CLOSED CASES

Case Name

Court/Case Number

None

Please refer to the case roster for more detail regarding new and closed cases

Franchise and Income Tax
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JULY 2014

CHEN, FRANK AND SUSAN v. Franchise Tax Board and State Board of Equalization

Alameda County Superior Court: RG14716100

Filed -3/10/2014

Plaintiff's Counsel

In Pro Per

Frank Chen

BOE's Counsel

Anne Michelle Burr

BOE Attorney

John Waid

Issue(s): Petitioners filed a Petition for Writ of Mandate against BOE seeking a claim for refund for years 2005 and 2006; and "correction" of BOE's and FTB's denial of the refund claims. Petitioners dispute FTB's interpretation of [Revenue and Taxation Code, Section 18155](#).

Audit/Tax Period: None

Amount: \$0.00

Status: BOE received the Summons, Petition for Writ of Mandate, and supporting documents on March 10, 2014.

The case was assigned to San Francisco DAG Anne Michelle Burr on March 17, 2014. Hearing was scheduled in Alameda County Superior Court for May 19, 2014. On May 14, 2014, the court granted the demurrer and dismissed the case on the ground that a writ petition cannot be used to obtain a tax refund.

**Franchise and Income Tax
CLOSED CASES
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NONE

DISCLAIMER

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