

**State of New York
Division of Tax Appeals**

**Notice of Withdrawal
of Petition and
Discontinuance of
Proceeding**

In the Matter of the Petition
of

for Redetermination of a Deficiency/Revision of a Determination or for Refund under Article(s) _____
of the Tax Law for the Year(s)/Period(s) _____

DTA# _____

Please take notice that the above-named petitioner hereby withdraws the petition for redetermination of a deficiency/revision of a determination or for refund, and discontinues the above-entitled proceeding, with prejudice, as of this date.

For refunds only: It is understood that all refund claims are subject to the approval of the Comptroller. Accordingly, this withdrawal and discontinuance is conditioned upon the granting of such approval and the payment of the refund.

Signature of Taxpayer or Representative*

Date

* If withdrawal is signed by any person other than the taxpayer, it must be accompanied by a duly executed power of attorney unless (1) a power of attorney has already been filed, or (2) the taxpayer is mentally or physically incapable of signing, or (3) the taxpayer is a minor whose return or petition was filed by the person signing this withdrawal.