



New York State Department of
TAXATION and FINANCE

MEMORANDUM

AD-53 (6/76)

TO: State Tax Commission

D.O. Audit Bureau
OFFICE: Corp. Tax Section

FROM: Mr. Stuart Hefter

DATE: December 17, 1979

SUBJECT: Reduction in Tax
RYDER TRUCK RENTAL, INC.

Forms CT-122 attached to the above corporation's franchise tax reports for the calendar years ended 12/31/76 and 12/31/77 indicate tax reductions of \$28,957.00 and \$36,694.00, respectively. The approval of the Tax Commission is required.

Ryder Truck Rental, Inc. is engaged in full service truck leasing and rental. The company rents and leases three types of vehicles, namely, Transient Truck Rentals, One Way Truck Rentals and Long Term Lease Vehicles. For both years indicated above, the corporation substantially overstated the property and receipts factors of its business allocation percentage. The overstatement occurred because the corporation allocated property and receipts based on situs rather than the percentage that the mileage within New York State bears to the total mileage within and without New York State.

Upon field audit, the corporation's property and receipts factors were reconstructed based on a mileage basis in accordance with Article 9A Regulation Sections 4-3.1(d) and 4-4.4. This adjustment has resulted in the aforementioned tax reductions.

Your approval of the above refunds is recommended.



Director
District Office Audit Bureau

Approved:



Commissioner



Commissioner

Commissioner