

DEPARTMENT OF THE TREASURY
ALCOHOL AND TOBACCO TAX AND TRADE BUREAU
ABSTRACT AND STATEMENT

NOT IN SUIT

For briefing offers in compromise of liabilities and/or violations incurred under sections 4181 and 4182 and Chapters 51 and 52 of the Internal Revenue Code and/or liabilities and/or violations incurred under the Federal Alcohol Administration Act.

1. OFFER SUBMITTED BY (Name and address) Stone Brewing Co., LLC 1999 Citracado Parkway Escondido, CA 92029	OFFER IN COMPROMISE	
	2. ORIGINATING OFFICE TAD	3. AMOUNT OF OFFER \$1,804,430.75
	4. PERMIT, LICENSE, OR REGISTRY NO. (if applicable) [REDACTED]	
	5. CASE NUMBER	
	6. DOLLAR AMOUNT OF LIABILITY BEING COMPROMISED (if applicable) \$ 2,705,072.53	
	7. TAXPAYER IDENTIFICATION NUMBER [REDACTED]	

8. CHARGE

VIOLATIONS:

TTB alleged that Proponent committed the following violations at one or more of its premises:

- Underpaid taxes, including misapplication of reduced tax rates, non-payment of excise taxes on inventory shortages, non-payment of excise taxes due on unsubstantiated exports, and non-payment of excise taxes on certain other removals. See 26 USC 5051(a), 5061; 27 CFR 25.164, 25.165.
- Failed to timely file excise tax returns and timely submit excise taxes. See 26 U.S.C. 5061; 27 CFR 25.164, 25.165
- Failed to submit complete information on export documentation. See 26 USC 5053; 27 CFR 28.142, 28.250.
- Failed to timely submit Brewer's Report of Operations and to submit accurate operational reports. See 26 USC 5053, 5056, 5415; 27 CFR 25.3, 25.195, 25.222, 25.291
- Failed to maintain sufficient bond coverage. See 26 USC 5401; 27 CFR 25.93.

BUSINESS IN WHICH ENGAGED:

Stone Brewing Co., LLC is a registered brewery.

DATE OR PERIOD AND LOCATION OF VIOLATIONS:

The alleged violations occurred for the period July 1, 2017 through January 31, 2020 at the Proponent's premises located at:

- 4300 Williamsburg Ave., Richmond, VA 23231;
- 1999 Citracado Parkway, Escondido, CA 92029;
- 2816 Historic Decatur Rd., Bldg. 1, San Diego, CA 92106;
- 920 -930 Third St., Napa, CA 94559

AMOUNT AND TERMS OF OFFER:

The Proponent offered \$1,804,430.75 based on doubt as to liability.

RECOMMENDATIONS:

The Deputy Assistant Administrator, Business Operations, Office of Permitting and Taxation, recommends acceptance of the offer. In view of potential litigation hazards, acceptance of this Offer in Compromise as submitted, is warranted.

9. I have considered the proposition to compromise the liability as charged herein, and, for the reasons embodied in the above abstract and statement, am of the opinion that it will be for the best interest of the United States to ACCEPT REJECT the terms proposed.

10. SIGNATURE AND TITLE

[REDACTED] Acting Asst. Administrator Field Operations

11. DATE

March 10, 2021