## **DEPARTMENT OF THE TREASURY** ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

NOT IN SUIT ABSTRACT AND STATEMENT 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. OFFER IN COMPROMISE 1. OFFER SUBMITTED BY (Name and address) 2. ORIGINATING OFFICE 3. AMOUNT OF OFFER Bennett Biggs LLC TID \$8,000.00 d/b/a Gray Hair Distillery 1631 NE 55th Ave 4. PERMIT, LICENSE, OR REGISTRY NO. (if applicable) Des Moines, IA 50313 CASE NUMBER 6. DOLLAR AMOUNT OF LIABILITY BEING COMPROMISED (if applicable) \$ 26,024.33 TAXPAYER IDENTIFICATION NUMBER 8. CHARGE VIOLATIONS: Alleged failure to timely file in violation of 26 U.S.C. 6651 (a)(1). Alleged failure to timely pay in violation of 26 U.S.C. 6651 (a)(2). BUSINESS IN WHICH ENGAGED: Bennett Biggs is a permitted distilled spirits plant operator. DATE OR PERIOD AND LOCATION OF VIOLATIONS: The violations were incurred between March 16, 2021 to February 28, 2022 at 808 at SW Cherry St, Ste 105-106, Ankeny, IA 50023. AMOUNT OF OFFER: The offer is \$8,000.00 to compromise the tax liability of \$26,024.33 based on doubt as to liability. RECOMMENDATIONS: The Director of Tax Services recommends acceptance because the offer has been negotiated as part of a global settlement with the Industry Member.

9. I have considered the proposition to compromise the liability as charged herein, and, for the reasons embodied in the above abstract and statement,

**✓** ACCEPT

Deputy Asst. Administrator Field Operations

REJECT the terms proposed.

July 24, 2024

11. DATE

10. SIGNATURE AND TITLE

am of the opinion that it will be for the best interest of the United States to

## **INSTRUCTIONS**

## Item No:

- 1. Complete name and address along with any name the proponent is doing business as (d/b/a), operating as, or trading as (t/a).
- 2. Indicate the office originating the offer.
- 3. State the dollar amount of the offer submitted by the proponent.
- 4. This block should show the permit, license, or registry number of the proponent, if the proponent has such a number. If there is no license, permit, or registry number, identify the type of business and the state of operation, e.g., RLD-PA or FAET-NJ.
- 5. This block should indicate the case number assigned by the Office of Assistant Administrator, Field Operations.
- 6. For those IRC cases where TTB is reviewing an offer to compromise, an outstanding tax liability due to doubt as to collectibility and/or liability, the full amount of the tax liability (including any penalties, interest and/or additional amounts) should be entered in this block. This amount must agree with the amount shown on the offer form, TTB F 5640.1.
- 7. This block must contain the proponent's employer identification number (EIN) or, if the proponent has no EIN, the proponent's social security number (SSN).
- 8. Describe, in separate paragraphs:
  - The business in which the proponent is engaged and to which the offer applies;
  - The violation(s) and number of instances, if appropriate, including all law citation(s) and regulation citation(s);
  - The liabilities to be compromised, if any, and the sections of law and regulations applicable to those liabilities;
  - A statement of the facts, to include the date or tax period, as applicable, and place of the violation(s);
  - The reason for submitting the offer (which may include the amount and terms of the offer) and, if applicable, the basis for doubt as to liability and/or collectibility; and
  - Additional comments, conclusions, and the recommendation of the appropriate TTB official.

Additional pages may be attached to TTB F 5640.3 describing the condition(s) of the offer.

- 9. The appropriate TTB official signing in Item 10 must check either the "ACCEPT" or "REJECT" block.
- 10. The signature and title of the appropriate TTB official must appear in this block.
- 11. The date the offer is accepted or rejected must be indicated in this block.