

Information About Filing a Case in the United States Tax Court

Attached are the forms to use in filing your case in the United States Tax Court. It is very important that you take time to carefully read the information on this page and that you properly complete and submit these forms to the United States Tax Court, 400 Second Street, N.W., Washington, D.C. 20217.

Small Tax Case or Regular Tax Case

If you seek review of one of the five types of cases listed in paragraph 1 of the petition form (Form 2), you may file your petition as a "small tax case" if your dispute meets certain dollar limits (described below). "Small tax cases" are handled under simpler, less formal procedures than regular cases. However, the Tax Court's decision in a small tax case cannot be appealed to a Court of Appeals by the IRS or by the taxpayer(s). You can choose to have your case conducted as either a small tax case or a regular case by checking the appropriate box in paragraph 4 of the petition form (Form 2). If you check neither box, the Court will file your case as a regular case.

Dollar Limits: Dollar limits for a small tax case vary slightly depending on the type of IRS action you seek to have the Tax Court review:

- (1) If you seek review of an IRS Notice of Deficiency, the amount of the deficiency (including any additions to tax or penalties) that you dispute cannot exceed \$50,000 for any year.
- (2) If you seek review of an IRS Notice of Determination Concerning Collection Action, the total amount of unpaid tax cannot exceed \$50,000 for all years combined.
- (3) If you seek review of an IRS Notice of Determination Concerning Your Request for Relief From Joint and Several Liability (or if the IRS failed to send you any Notice of Determination with respect to a request for spousal relief that you submitted to the IRS at least 6 months ago), the amount of spousal relief sought cannot exceed \$50,000 for all years combined.
- (4) If you seek review of an IRS Determination of Worker Classification, the amount in dispute cannot exceed \$50,000 for any calendar quarter.
- (5) If you seek review of an IRS Notice of Final Determination Not to Abate Interest (or if the IRS failed to send you a Notice of Final Determination with respect to a claim for interest abatement that you filed with the IRS at least 180 days before), the amount of the abatement cannot exceed \$50,000.

Enclosures

To help ensure that your case is properly processed, please enclose the following items when you mail your petition to the Tax Court:

1. A copy of any Notice of Deficiency, Notice of Determination, or Final Determination the IRS sent you;
2. Your Statement of Taxpayer Identification Number (Form 4);
3. The Request for Place of Trial (Form 5); and
4. The \$60 filing fee, payable by check, money order, or other draft, to the "Clerk, United States Tax Court"; or, if applicable, the fee waiver form.

For further important information, see the Court's Web site at www.ustaxcourt.gov or the "Information for Persons Representing Themselves Before the U.S. Tax Court" booklet available from the Tax Court.

UNITED STATES TAX COURT

www.ustaxcourt.gov

(FIRST) (MIDDLE) (LAST)

(PLEASE TYPE OR PRINT)

Petitioner(s)

v.

COMMISSIONER OF INTERNAL REVENUE,

Respondent

Docket No.

PETITION

1. Please check the appropriate box(es) to show which IRS NOTICE(s) you dispute:

- | | |
|---|---|
| <input type="checkbox"/> Notice of Deficiency | <input type="checkbox"/> Determination of Worker Classification* |
| <input type="checkbox"/> Notice of Determination Concerning Collection Action | <input type="checkbox"/> Notice of Determination Concerning Your Request for Relief From Joint and Several Liability* |
| <input type="checkbox"/> Notice of Final Determination Not to Abate Interest* | |

*Please see the Court's Web site, www.ustaxcourt.gov, or information booklet for additional information if (1) you filed a claim for interest abatement or requested relief from joint and several liability, and the IRS has not made a determination, or (2) the petition involves a worker classification case.

2. Provide the date(s) the IRS issued the NOTICE(S) checked above and the city and State of the IRS office(s) issuing the NOTICE(S): _____

3. Provide the year(s) or period(s) for which the NOTICE(S) was/were issued: _____

4. SELECT ONE OF THE FOLLOWING:

If you want your case conducted under small tax case procedures, check here: **(CHECK ONE BOX)**
If you want your case conducted under regular tax case procedures, check here:

NOTE: A decision in a "small tax case" cannot be appealed to a Court of Appeals by the taxpayer or the IRS.
If you do not check either box, the Court will file your case as a regular tax case.

5. Explain why you disagree with the IRS determination in this case (please list each point separately):

6. State the facts upon which you rely (please list each point separately):

You may use additional pages to explain why you disagree with the IRS determination or to state additional facts. Please do not submit tax forms, receipts, or other types of evidence with this petition.

ENCLOSURES:

Please check the appropriate boxes to show that you have enclosed the following items with this petition:

- A copy of any NOTICE(S) the IRS issued to you
 Statement of Taxpayer Identification Number (Form 4) (See PRIVACY NOTICE below)
 The Request for Place of Trial (Form 5) The filing fee

PRIVACY NOTICE: Form 4 (Statement of Taxpayer Identification Number) will not be part of the Court's public files. All other documents filed with the Court, including this Petition and any IRS Notice that you enclose with this Petition, will become part of the Court's public files. To protect your privacy, you are strongly encouraged to omit or remove from this Petition, from any enclosed IRS Notice, and from any other document (other than Form 4) your taxpayer identification number (e.g., your Social Security number) and certain other confidential information as specified in the Tax Court's "Notice Regarding Privacy and Public Access to Case Files", available at www.ustaxcourt.gov.

SIGNATURE OF PETITIONER	DATE	(AREA CODE) TELEPHONE NO.
MAILING ADDRESS	CITY, STATE, ZIP CODE	
State of legal residence (if different from the mailing address): _____		E-mail address (if any): _____
SIGNATURE OF ADDITIONAL PETITIONER (e.g., SPOUSE)	DATE	(AREA CODE) TELEPHONE NO.
MAILING ADDRESS	CITY, STATE, ZIP CODE	
State of legal residence (if different from the mailing address): _____		E-mail address (if any): _____
SIGNATURE OF COUNSEL, IF RETAINED BY PETITIONER(S)	NAME OF COUNSEL	TAX COURT BAR NO.
MAILING ADDRESS, CITY, STATE, ZIP CODE	DATE	
E-MAIL ADDRESS	(AREA CODE) TELEPHONE NO.	

UNITED STATES TAX COURT
www.ustaxcourt.gov

Petitioner(s) _____

v.

COMMISSIONER OF INTERNAL REVENUE,

Respondent _____

Docket No. _____

STATEMENT OF TAXPAYER IDENTIFICATION NUMBER
(E.g., Social Security number(s), employer identification number(s))

Name of Petitioner _____

Petitioner's Taxpayer Identification Number _____

Name of Additional Petitioner _____

Additional Petitioner's Taxpayer Identification Number _____

If either petitioner is seeking relief from joint and several liability on a joint return pursuant to Section 6015, I.R.C. 1986, and Rules 320 through 325, name of the other individual with whom petitioner filed a joint return:

Taxpayer Identification Number of the other individual, if available:

SIGNATURE OF PETITIONER OR COUNSEL

DATE

SIGNATURE OF ADDITIONAL PETITIONER

DATE

UNITED STATES TAX COURT

www.ustaxcourt.gov

Petitioner(s)

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Respondent

Docket No.

REQUEST FOR PLACE OF TRIAL

PLACE AN "X" IN ONLY ONE BOX TO REQUEST THE PLACE OF TRIAL. IF PETITIONER(S) ELECTED TO HAVE THE CASE CONDUCTED AS A SMALL TAX CASE, REQUEST ANY CITY LISTED BELOW; OTHERWISE, REQUEST ANY CITY NOT MARKED WITH AN ASTERISK (*).

ALABAMA	KANSAS	OHIO
<input type="checkbox"/> Birmingham	<input type="checkbox"/> Wichita*	<input type="checkbox"/> Cincinnati
<input type="checkbox"/> Mobile	KENTUCKY	<input type="checkbox"/> Cleveland
ALASKA	<input type="checkbox"/> Louisville	<input type="checkbox"/> Columbus
<input type="checkbox"/> Anchorage	LOUISIANA	OKLAHOMA
ARIZONA	<input type="checkbox"/> New Orleans	<input type="checkbox"/> Oklahoma City
<input type="checkbox"/> Phoenix	<input type="checkbox"/> Shreveport*	OREGON
ARKANSAS	MAINE	<input type="checkbox"/> Portland
<input type="checkbox"/> Little Rock	<input type="checkbox"/> Portland*	PENNSYLVANIA
CALIFORNIA	MARYLAND	<input type="checkbox"/> Philadelphia
<input type="checkbox"/> Fresno*	<input type="checkbox"/> Baltimore	<input type="checkbox"/> Pittsburgh
<input type="checkbox"/> Los Angeles	MASSACHUSETTS	SOUTH CAROLINA
<input type="checkbox"/> San Diego	<input type="checkbox"/> Boston	<input type="checkbox"/> Columbia
<input type="checkbox"/> San Francisco	MICHIGAN	SOUTH DAKOTA
COLORADO	<input type="checkbox"/> Detroit	<input type="checkbox"/> Aberdeen*
<input type="checkbox"/> Denver	MINNESOTA	TENNESSEE
CONNECTICUT	<input type="checkbox"/> St. Paul	<input type="checkbox"/> Knoxville
<input type="checkbox"/> Hartford	MISSISSIPPI	<input type="checkbox"/> Memphis
DISTRICT OF COLUMBIA	<input type="checkbox"/> Jackson	<input type="checkbox"/> Nashville
<input type="checkbox"/> Washington	MISSOURI	TEXAS
FLORIDA	<input type="checkbox"/> Kansas City	<input type="checkbox"/> Dallas
<input type="checkbox"/> Jacksonville	<input type="checkbox"/> St. Louis	<input type="checkbox"/> El Paso
<input type="checkbox"/> Miami	MONTANA	<input type="checkbox"/> Houston
<input type="checkbox"/> Tallahassee*	<input type="checkbox"/> Billings*	<input type="checkbox"/> Lubbock
<input type="checkbox"/> Tampa	<input type="checkbox"/> Helena	<input type="checkbox"/> San Antonio
GEORGIA	NEBRASKA	UTAH
<input type="checkbox"/> Atlanta	<input type="checkbox"/> Omaha	<input type="checkbox"/> Salt Lake City
HAWAII	NEVADA	VERMONT
<input type="checkbox"/> Honolulu	<input type="checkbox"/> Las Vegas	<input type="checkbox"/> Burlington*
IDAHO	<input type="checkbox"/> Reno	VIRGINIA
<input type="checkbox"/> Boise	NEW MEXICO	<input type="checkbox"/> Richmond
<input type="checkbox"/> Pocatello*	<input type="checkbox"/> Albuquerque	<input type="checkbox"/> Roanoke*
ILLINOIS	NEW YORK	WASHINGTON
<input type="checkbox"/> Chicago	<input type="checkbox"/> Albany*	<input type="checkbox"/> Seattle
<input type="checkbox"/> Peoria*	<input type="checkbox"/> Buffalo	<input type="checkbox"/> Spokane
INDIANA	<input type="checkbox"/> New York City	WEST VIRGINIA
<input type="checkbox"/> Indianapolis	<input type="checkbox"/> Syracuse*	<input type="checkbox"/> Charleston
IOWA	NORTH CAROLINA	WISCONSIN
<input type="checkbox"/> Des Moines	<input type="checkbox"/> Winston-Salem	<input type="checkbox"/> Milwaukee
	NORTH DAKOTA	WYOMING
	<input type="checkbox"/> Bismarck*	<input type="checkbox"/> Cheyenne*

Signature of Petitioner(s) or Counsel

Date