



STATE BOARD OF EQUALIZATION

February 24, 1969

Ms. A--- K--- O---
XXXXX --- Road, #XXX
---, CA XXXXX

SR --- XX XXXXXX
J--- L---, Inc.

Dear Ms. O---:

This is in response to your undated letter postmarked February 3, 1969, with reference to use tax applicable to the transfer of a car which you received as a contest winner.

We understand that the car was leased by you for three years prior to the contest from the J--- L--- Corporation of ---, Colorado; that your employer sponsored the contest in which you were the winner of the car previously leased by you. The sponsor of the contest presumably obtained the car from the above-leasing company for the purpose of awarding it to the winner.

Under the above facts, use tax is due pursuant to section 6292 of the Sales and Use Tax Law, on the transfer from the leasing company to the contest sponsor. We have ruled that where the promoter has paid the tax on the property awarded to the contest winner, there is no liability upon the contest winner for the tax.

Accordingly, it appears that the transfer to you may be exempt. In order for you to claim the exemption, upon registration of the car, it is necessary that we issue an exemption Form BT-111 to you. However, before we can do so, we must have the name and address of the contest sponsor. Upon receipt of this information, we will initiate the appropriate exemption form for you.

Very truly yours,

T. P. Putnam
Tax Counsel

BY _____
Joseph Manarolla

JM:smb