

Marcello Stisi

v.

Town of Bartlett

Docket No. 24460-08PT

DECISION

A noticed hearing on this case was scheduled for July 8, 2010. The “Taxpayer” did not attend the hearing. Therefore, according to Tax 202.06, the appeal is marked: “Taxpayer finally defaulted, no further action.”

Pursuant to Tax 202.06(i), the Municipality may request costs for hearing attendance and travel within ten (10) days of the date of this decision. Such request shall include an itemization of the costs. Tax 201.39.

A motion for reconsideration of this decision must be filed within thirty (30) days of the clerk’s date below, not the date this decision is received. RSA 541:3; Tax 201.37. The reconsideration motion must state with specificity all of the reasons supporting the request. RSA 541:4; Tax 201.37(b). A reconsideration motion is granted only if the moving party establishes the Board’s decision was erroneous in fact or law. Filing a reconsideration motion is a prerequisite for appealing to the supreme court, and the grounds for appeal will be limited to those stated in the reconsideration motion. RSA 541:6. Generally, if the board denies the

rehearing motion, an appeal to the supreme court must be filed within thirty (30) days of the date on the board's denial with a copy provided to the board in accordance with Supreme Court Rule 10(7).

SO ORDERED.

BOARD OF TAX AND LAND APPEALS

Paul B. Franklin, Chairman

Douglas S. Ricard, Member

Albert F. Shamash, Esq., Member

CERTIFICATION

I hereby certify that copies of the foregoing Decision have been mailed this date, postage prepaid, to: Todd Haywood, Granite Hill Municipal Services, PO Box 1484, Concord, NH 03302, representative for the Taxpayer; and Chairman, Board of Selectmen, Town of Bartlett, RFD 1, Box 49, Intervale, NH 03845.

Date: July 9, 2010

Anne M. Stelmach, Clerk

Marcello Stisi

v.

Town of Bartlett

Docket No.: 24460-08PT

ORDER

The board has reviewed the “Taxpayer’s” August 13, 2010 “Motion for Reconsideration” (“Motion”). In accordance with RSA 541:5 and Tax 201.37(d), the board issues this suspension Order until it rules on the Motion.

SO ORDERED.

BOARD OF TAX AND LAND APPEALS

Douglas S. Ricard, Member

Albert F. Shamash, Esq., Member

Certification

I hereby certify a copy of the foregoing Order has this date been mailed, postage prepaid, to: Todd Haywood, Granite Hill Municipal Services, PO Box 1484, Concord, NH 03302, representative for the Taxpayer; and Chairman, Board of Selectmen, RFD 1, Box 49, Intervale, NH 03845.

Date: August 18, 2010

Melanie J. Ekstrom, Deputy Clerk