

**ILLINOIS INDEPENDENT
TAX TRIBUNAL**

BOB MELTON TRUCK SERVICE INC.)	
)	
v.)	14 TT 12
)	Chief Judge James M. Conway
ILLINOIS DEPARTMENT)	
OF REVENUE)	

ORDER

The petition in this matter is not accepted in its present form.

Section 5000.310(a)(1)(F) of the Tribunal’s Emergency Rules of Procedure, require that all petitions must contain “...a summary of the errors of fact or law which the petitioner alleges have been made by the Department..., together with a statement of facts or law upon which the petitioner relies to establish such errors.”

Section 5000.300(d) of the Emergency Rules further provides that the “Illinois Supreme Court Rules and the Illinois Code of Civil Procedure, as amended, shall apply to proceedings before the Tribunal, except to the extent they conflict or are otherwise inconsistent with the rules specifically provided herein.”

The petition does not conform to the pleading requirements of the Illinois Code of Civil Procedure and the Tribunal’s Emergency Rules as it does not contain an appropriate statement of facts and law as the present petition contains generalized conclusions for the most part. Furthermore, it is not in compliance with Section 2-603 of the Illinois Code of Civil Procedure which requires separate counts for each claim.

The Petitioner will be allowed until March 3, 2014 to file a petition that conforms to Section 5000.310(a)(1)(F) of the Tribunal’s Emergency Rules of

Procedure and to the Illinois Code of Civil Procedure and Illinois Supreme Court Rules.

s/ James Conway
JAMES M. CONWAY
Chief Administrative
Law Judge

Date: February 3, 2014