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July 26, 2019

Salt Lake County Council
2001 South State Street, N2-200
Salt Lake City, Utah 84910

Re: 2019 Centrally Assessed Appeals
CONFIDENTIAL and ATTORNEY-CLIENT COMMUNICATION.

Dear Council Chair Snelgrove,

The Utah State Tax Commission has issued its 2019 assessments for centrally assessed taxpayers. Certain taxpayers have appealed, and others are expected to appeal.

Additionally, the District Court litigation initiated by the County remains pending regarding the constitutionality of certain airline valuation statutes. To ensure that the constitutional issues are reached, it is important for the County to again initiate appeals related to certain airlines. As you may recall, similar appeals were filed for 2017 and 2018.

Based upon the foregoing, we request authorization to initiate the following appeals:

County Initiated Appeals

Alaska Airlines
American Airlines
Delta Airlines
Frontier Airlines
JetBlue Airways Corp
Southwest Airlines
United Continental Holdings

PacifiCorp, SkyWest, and CenturyLink have already initiated appeals. We request authorization to file a protective cross-appeals so that the County can fully participate. The reduction sought by PacifiCorp exceeds \$1 billion in taxable value, which translates to roughly \$3.3 million dollars in potential tax refunds by Salt Lake County taxing entities, with \$662,842 of that amount specific to Salt Lake County as an individual taxpayer. To ensure all issues are before the Commission, we recommend the cross-appeal seek an increase in taxable value to account for underreported property represented by construction work in progress, contributions in aid of construction, and accumulated deferred income taxes.

We anticipate other taxpayers to initiate appeals. We seek your authorization to file protective cross-appeals if any of the following taxpayers initiate appeals:

Kennecott
Sprint
T-Mobile
AT&T
Union Pacific
Verizon
Graymont
Chevron Pipeline

Utah law requires all appeals be approved by the county legislative body, in our case, the County Council. However, the Mayor still retains responsibility to direct the appeals. As a result, we seek your approval to file the appeals.

Sincerely,

/s/ Timothy A. Bodily
Timothy A. Bodily
Deputy District Attorney