



## Successorship Notice

### Are you a successor?

RCW 82.32.140 provides that a successor is liable for any unpaid tax due from the predecessor of a business.

WAC 458-20-216 explains that you **are** a successor if:

- (1) You acquire more than 50% of the fair market value of either tangible assets (excluding real property) or intangible assets of the predecessor business in bulk and not in the ordinary course of the business;
- (2) You are a surviving corporation of a statutory merger; or
- (3) You are obligated to fulfill the terms of a contract as a surety or guarantor of a defaulting contractor, in which case you are deemed a successor only to tax liability arising out of that contract.

You **are not** a successor if you acquire more than 50% of the fair market value of either tangible assets or intangible assets of the predecessor business through insolvency proceedings, regular legal proceedings to enforce a lien, security interest, or judgment, or by repossession under a security agreement.

### If you are a successor . . . .

RCW 82.32.140 provides that a successor is not liable for any tax due from the predecessor of a business, if the successor provides written notice to the Department of such acquisition, and no assessment is issued by the Department within 6 months of receipt of such notice against the predecessor of the business and a copy is mailed to the successor.

You may provide this written notice by completing this form in its entirety and sending the completed form to the Department.

#### Predecessor Information

#### Successor Information

\_\_\_\_\_  
Name

\_\_\_\_\_  
Name

\_\_\_\_\_  
Business Name

\_\_\_\_\_  
Business Name

\_\_\_\_\_  
Business Address

\_\_\_\_\_  
Business Address

\_\_\_\_\_  
Tax Registration Number

\_\_\_\_\_  
Tax Registration Number

**Date of Acquisition:** \_\_\_\_\_

**Did the successor acquire more than 50% of either tangible assets (excluding real property) or intangible assets of the predecessor of the business?**    Yes    No

**Method of Acquisition:**

- Asset Purchase       Surety or Guarantor of a Defaulting Contractor  
 Merger               Other Please Describe: \_\_\_\_\_

**Total Acquisition Costs:** \_\_\_\_\_

**Description of Assets Acquired**

**Estimated Fair Market Value**

| Description of Assets Acquired | Estimated Fair Market Value |
|--------------------------------|-----------------------------|
| _____                          | _____                       |
| _____                          | _____                       |
| _____                          | _____                       |
| _____                          | _____                       |
| _____                          | _____                       |
| _____                          | _____                       |
| _____                          | _____                       |
| _____                          | _____                       |
| _____                          | _____                       |
| _____                          | _____                       |

\_\_\_\_\_  
Authorized Signature of the Successor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Title

\_\_\_\_\_  
Phone Number

Please send this completed Successorship Notice to the following address:

Department of Revenue  
Attn: Successorship Notice  
PO Box 47476  
Olympia WA 98504-7476

For tax assistance or to inquire about the availability of this document in an alternate format for the visually impaired, please call 1-800-647-7706. Teletype (TTY) users may use the Washington Relay Service by calling 711.