

Memorandum

To: Ms. E. N. "Betsy" Teesdale
Tax Technician II
Marysville District Office - KHD

Date: December 8, 1994

From: Gary J. Jugum
Assistant Chief Counsel

Subject: Sales Tax Liability of Faxes
(Facsimile Transmission Via Phone Modem)

This is in response to your memorandum of November 7, 1994 addressed to Thomas Cooke.

You have sought our opinion on the taxability of fax transmissions. You describe the problem as follows. Taxpayer A wants to send a fax to Taxpayer B. Neither party has a fax machine. Taxpayer A goes to a local retailer who offers this service. This retailer sends the fax to a designated retailer in the town where Taxpayer B is located. The sending retailer charges Taxpayer A \$3.00 for the transmission.

This charge is not subject to sales tax.

Taxpayer B goes to the receiving retailer's place of business to pick up the fax and is charged \$3.00 for the transmission.

This charge is not subject to sales tax.

GJJ:sr

cc: Mr. Glenn A. Bystrom – MIC: 43
Mr. James Speed – MIC: 47
Ms. Sue Coty – MIC: 46
Mr. William D. Dunn – MIC: 49
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