

DEPARTMENT OF THE TREASURY
BUREAU OF ALCOHOL, TOBACCO AND FIREARMS
ABSTRACT AND STATEMENT

NOT IN SUIT

For briefing offers in compromise of liabilities and/or violations incurred under Chapters 32,51,52,53,68 and/or 78 of the Internal Revenue Code, and/or liabilities and/or violations incurred under the Federal Alcohol Administration Act.

1. OFFER SUBMITTED BY (Name and address) V. I. Technologies, Inc. 155 Duryea Road Melville, NY 11747	OFFER IN COMPROMISE	
	2. ORIGINATING OFFICE New York Field Division	3. AMOUNT OF OFFER \$50,000.00
	4. PERMIT, LICENSE, OR REGISTRY NO. (if applicable)	5. SYSTEM CONTROL NUMBER(S)
	6. DOLLAR AMOUNT OF LIABILITY BEING COMPROMISED (if applicable) \$	
7. TAXPAYER IDENTIFICATION NUMBER [REDACTED]	[REDACTED]	

8. CHARGE

VIOLATIONS:

The proponent failed to pay applicable taxes on distilled spirits for which it was liable under 26 U.S.C. Section 5001. These spirits were used in producing products for the biomedical industry which were sold for profit. The proponent did not conduct operations in accordance with the applicable law and regulation.

BUSINESS IN WHICH ENGAGED:

Proponent operates a laboratory facility in which blood plasma is processed using distilled spirits.

DATE OR PERIOD and LOCATION OF VIOLATIONS:

The violations occurred during the period from 1995 through 2002 by V. I. Technologies (Vitex) and its successor corporations.

AMOUNT AND TERMS OF OFFER:

The proponent has submitted an offer of \$50,000 and agrees to withdraw pending applications for alcohol taxfree user permits pursuant to 26 U.S.C. Section 5271. The application withdrawals are due without prejudice as to the eligibility of the proponent to obtain alcohol tax free user permits. Additionally, the proponent agrees to withdraw all pending and unresolved alcohol drawback claims on file with ATF or TTB. The proponent's agreement to withdraw all pending claims offsets any potential tax liability that would have been assessed to the satisfaction of TTB officials. This offset is coupled with the offer in compromise of penalties for not conducting business in accordance with applicable law and regulation to comprise the full amount of the agreement.

(Continued on page(s))

9. I have considered the proposition to compromise the liability as charged herein, and, for the reasons embodied in the above abstract and statement, am of the opinion that it will be for the best interest of the United States to ACCEPT REJECT the terms proposed.

10. SIGNATURE AND TITLE
[Signature] Deputy Assistant Administrator, Field Operations, TTB

11. DATE
02/18/03