The Supreme Court of Ohio

FILED
AUG 18 2015
CLERK OF COURT
SUPREME COURT OF OHIO

Navistar, Inc.	Case No. 2014-0140
v.	JUDGMENT ENTRY
Richard A. Levin [Joseph A. Testa], Tax Commissioner of Ohio	APPEAL FROM THE BOARD OF TAX APPEALS

This cause, here on appeal from the Board of Tax Appeals, was considered in the manner prescribed by law. On consideration thereof, the decision of the Board of Tax Appeals is vacated and this cause is remanded with the instruction that the BTA determine, based on a consideration of all the evidence in accordance with this court's opinion, whether the valuation allowance originally reported on Navistar, Inc.'s Amortizable Amount Report was or was not in compliance with generally accepted accounting principles ("GAAP"). If the BTA determines that the original valuation allowance was in compliance with GAAP, the BTA shall reverse the tax commissioner's determination and reinstate the amortizable amount as originally reported. If the BTA determines that the original valuation allowance was not in compliance with GAAP, the BTA shall affirm the tax commissioner's determination, consistent with the opinion rendered herein.

It is further ordered that a mandate be sent to and filed with the Board of Tax Appeals.

(Board of Tax Appeals; No. 2010-575)

Maureen O'Connor
Chief Justice

The Official Case Announcement can be found at http://www.supremecourt.ohio.gov/ROD/docs/.