

## Press Release

Contact person:  
Ovidiu Constantinescu  
PR Manager

March the 3<sup>rd</sup>, 2011

e-mail: [ovidiu.constantinescu@bostina.eu](mailto:ovidiu.constantinescu@bostina.eu)

Tel: 0729 10 66 21

### **Boștină and Associates advised RADIOCOM on the procedures for its exoneration of additional tax liabilities worth nearly € 8.5mn**

March the 3<sup>rd</sup>, 2011, Bucharest - Boștină and Associates assisted RADIOCOM in challenging a decision issued by the customs bodies. The challenge was aimed to adjust RADIOCOM's situation and to annul the additional tax liabilities worth lei 35,663,031 (and the accessory liabilities that would have been calculated from inspection time to date), determined to be due after the subsequent inspection conducted in 2007 by the Regional Department for Excise Tax and Customs Operations of Bucharest – the Department for Fraud Fighting at Customs Points.

The inspection bodies analysed the customs declarations submitted by RADIOCOM and concluded that S.N.R. applied for and illegally benefited from easy terms for the payment of customs duties, customs fees and value added tax. Consequently, the inspection bodies recalculated S.N.R.'s customs liabilities and issued a decision for the adjustment of the additional obligations established by the customs inspection, and determined that S.N.R. should pay lei 35,663,031 by way of additional customs duties.

The Company challenged the inspection before the General Department for Solving Complaints from the National Agency for Tax Administration, which on February the 4<sup>th</sup>, 2011, issued a decision annulling the adjustment decision.

Given that the challenge included a number of criminal issues, its settlement took as long as nearly 3 years.

“The matter was complex as it required well designed defences on the merits but also actions aimed to stay the enforcement of the adjustment decision, and which were favourably settled by the relevant courts,” says Roxana Arghiroiu, the partner lawyer who coordinated the legal team of Boștină and Associates.

In November 2010, the Timișoara Territorial Department of the National Anticorruption Directorate issued a decision to stop criminal investigation. The decision remained final, and the case's prosecutor concluded that S.N.R.'s import operations had not been to the State's detriment.

**The Communication Department  
of Boștină and Associates**