



DEPARTMENT OF REVENUE

PO BOX 25000, RALEIGH NC 27640-0100

Notice of Failure to File Return Corporation Franchise and Income Tax

October 10, 2012

NOTICE NUMBER: 3812 362 121 006

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VRTX, INC
254 FIFTH AVENUE
NEW YORK NY 10001-

TAXPAYER ID: 13-3853957
TAX YEAR: 09/20/07 - 03/31/08

The Department's records indicate that your return for the tax year listed above has not been filed. This return was due 75 days after the end of the tax year. If you did not file the return indicated, please furnish the corporate/franchise return and returns for any other delinquent periods within 30 days of the date of this notice.

Corporations in bankruptcy and operating under Title 11 of the United States Code are not required to pay pre-petition tax, penalty and interest outside of bankruptcy. However, the returns must still be filed. Corporations in bankruptcy are also required to file post-petition returns and pay the tax, penalty and interest due.

The law requires the Department of Revenue to notify the Secretary of State when a corporation does not file its tax return. The Secretary of State then suspends the corporation's Articles of Incorporation or Certificate of Authority. A corporation that has its Articles of Incorporation or Certificate of Authority suspended for failure to file a return is eligible for reinstatement if it files all late returns for all tax schedules and remits all tax, penalty, and interest due and pays a \$25.00 reinstatement fee.

The law also requires the Department to add penalties and interest to a late return. The civil penalty for failure to file a return is 5% of the tax due for each month or part of a month the return is late, subject to a maximum of 25% of the tax due and a minimum of \$5.00. The civil penalty for failure to pay a tax when due is 10% of the tax due, subject to a minimum of \$5.00. Annual interest is calculated from the date the payment was due until the date it is paid at the rate prescribed by G.S. 105-241.1(i). The Department will calculate penalties and interest due if you choose not to add them to your return and will send you a bill for the amount due.

If you have questions about this notice, you may contact the Department toll-free at 1-877-252-3252.

Please respond to this notice using the tear-off statement below. Check the appropriate line, detach the response, and mail it with any payment due to the address given.

North Carolina Department of Revenue
P.O. Box 25000, Raleigh, NC 27640-0710

Notice of Failure to File Return Corporation Franchise and Income Tax

TAXPAYER ID: 13-3853957
PERIOD: 09/20/07 - 03/31/08

RE: VRTX, INC

1. ☐ Return has been filed and a copy of the return and canceled check is attached.
2. ☐ Return is attached.
3. ☐ Return will not be filed because the company is out of business, has no assets, has no unreported income, and stockholders intend to forfeit corporate rights by nonpayment of franchise tax. Date business ceased: _____

Signature: _____ **Phone Number: ()** _____ **Date:** _____