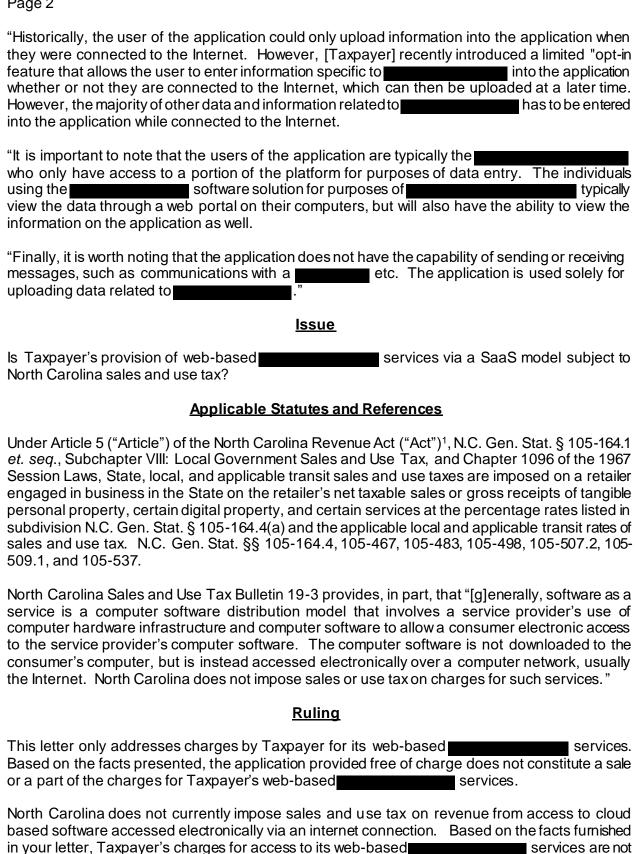


## North Carolina Department of Revenue

Governor	February 2, 2021	Ronald G. Penny Secretary
Re: Private Letter Ruling Taxpayer: FEIN:		
Dear :		
of your client,  Department has considered the	es review of your request for a written de ("Taxpayer"). In making this write facts presented in your initial request desubsequent the original request.	itten determination, the
applies the tax law to a specific representative on behalf of Taxpa	n determination issued under N.C. Gen set of existing facts furnished by Tax ayer. This written determination is appli as no precedential value except to Taxpa	payer and Taxpayer's cable only to Taxpayer
<u>O</u> 1	verview and Relevant Facts	
that allows a consumer to access based infrastructure. Under this rand is accessed by the customer value or transfer the application softwar and maintains the software appli	g of [Taxpaye aS') model. This SaaS model is a webs a vendor's software application that it model, the software resides exclusively via the Internet. Customers generally care to their own computers. The SaaS prications, as well as the servers that sas no control over the network, server	is running on a cloud- on the vendor's server annot install, download, rovider owns, operates, upport the application
Customers have the option of down tablet, etc., which the customer cafor [Taxpayer tablet, cell phone, etc.) for use with	an application which it provides to it will an application to a personal dan then use to more easily upload representation; does not provide the customer with the application; nor does it provide any pricing did not change for the service.	device, such as a phone, n ecessary ne personal device (i.e. other tangible personal

February 2, 2021 Page 2



subject to North Carolina sales and use tax.

<sup>1</sup> References to the Act and North Carolina General Statutes are based on the laws in effect as of the date of issuance of this private letter ruling except as otherwise noted herein.

February 2, 2021 Page 3

This ruling is based solely on the facts submitted to the Department of Revenue for consideration of the transactions described. If the facts and circumstances given are not accurate, or if they change, then Taxpayer may not rely on it. If Taxpayer relies on this letter ruling and the Department discovers, upon examination, that the fact situation of Taxpayer is different in any material aspect from the facts and circumstances given in this letter ruling, the letter ruling will not afford Taxpayer. It should be noted that this letter ruling is not to be cited as precedent and that a change in statute, a regulation, or case law could void this ruling.

Issued on behalf of the Secretary of Revenue By the Sales and Use Tax Division