



**FINAL ADMINISTRATIVE DECISION
ILLINOIS PROPERTY TAX APPEAL BOARD**

APPELLANT: Haroon Khan
DOCKET NO.: 15-22184.001-R-1
PARCEL NO.: 10-36-323-059-1012

The parties of record before the Property Tax Appeal Board are Haroon Khan, the appellant(s), by attorney Brian P. Liston, of the Law Offices of Liston & Tsantilis, P.C. in Chicago; and the Cook County Board of Review.

Based on the facts and exhibits presented in this matter, the Property Tax Appeal Board hereby finds **No Change** in the assessment of the property as established by the **Cook** County Board of Review is warranted. The correct assessed valuation of the property is:

LAND: \$ 1,038
IMPR.: \$ 9,534
TOTAL: \$10,572

Subject only to the State multiplier as applicable.

Statement of Jurisdiction

The appellant timely filed the appeal from a decision of the Cook County Board of Review pursuant to section 16-160 of the Property Tax Code (35 ILCS 200/16-160) challenging the assessment for the 2015 tax year. The Property Tax Appeal Board finds that it has jurisdiction over the parties and the subject matter of the appeal.

Findings of Fact

The subject property consists of a condominium unit with a 5.5% ownership interest in the common elements. The unit is located in a 16-unit building that is 37 years old. It is situated on a 13,497 square foot site and is located in Rogers Park Township, Cook County. The subject is classified as a class 2-99 property under the Cook County Real Property Assessment Classification Ordinance.

The appellant contends a contention of law as the basis of appeal. The appellant argued that the subject property's assessment is excessive, incorrect or illegal based on the appellant's own sales ratio study of all of the sales of class 2-99 property within the Assessor's Neighborhood Code 21, where the subject is located.

In support of this argument the appellant submitted a chart with limited information for each sale that included: a total assessment value; a date of sale; an adjusted sale price that included a 5% personal property allowance; and a ratio of assessed value to adjusted sale. No property descriptions or further evidence of sale transactions were included. Based on this information, the appellant requested an assessment reduction to \$7,420.

The board of review submitted its "Board of Review Notes on Appeal" disclosing the total assessment for the subject of \$10,572. The subject's assessment reflects a market value of \$105,720 when applying the 2015 statutory level of assessment for class 2 property of 10.00% under the Cook County Real Property Assessment Classification Ordinance.

In support of its contention of the correct assessment, the board of review submitted information on one comparable sale located in the subject's building. This comparable sold In December 2015 for \$122,500.

Conclusion of Law

The appellant contends the subject's assessment is excessive based on the appellant's own sales ratio study. Unless otherwise provided by law or stated in the agency's rules, the standard of proof in any contested case hearing conducted under this Act by an agency shall be the preponderance of the evidence." 5 ILCS 100/10 15. The Board finds the appellant did not meet this burden of proof and a reduction in the subject's assessment is not warranted.

The appellant hand-picked comparables without providing detailed descriptive data for those comparables, therefore, the Board is unable to determine any level of comparability to the subject property.

The appellant provided sales information without providing detailed descriptive data for 77 suggested comparables located in the subject's neighborhood that sold between 2012 and 2014. The appellant also deducted a personal property allowance with no supporting evidence of personal property. The appellant argues that the *average* sales ratio from these sales is above the ordinance or actual level of assessment used by the county. The Board finds this sales study insufficient and gives it little weight.

The Board finds the appellant did not choose random properties within the county to analyze sales information, but instead chose properties located in the subject's neighborhood. The Court has stated that when comparable properties are handpicked and not random, the study cannot be viewed as representative of the county's assessments as a whole. Peacock v. Illinois Property Tax Appeal Board, 339 Ill.App.3d 1060, 1069, 792 N.E.2d 367, 374 (4th Dist. 2003). Accordingly, the Board finds that the appellant failed to show by a preponderance of the evidence that the subject was overvalued and a reduction based on the evidence contained in this record is not justified.

This is a final administrative decision of the Property Tax Appeal Board which is subject to review in the Circuit Court or Appellate Court under the provisions of the Administrative Review Law (735 ILCS 5/3-101 et seq.) and section 16-195 of the Property Tax Code. Pursuant to Section 1910.50(d) of the rules of the Property Tax Appeal Board (86 Ill.Admin.Code §1910.50(d)) the proceeding before the Property Tax Appeal Board is terminated when the decision is rendered. The Property Tax Appeal Board does not require any motion or request for reconsideration.



Chairman



Member



Member



Member

DISSENTING: _____

CERTIFICATION

As Clerk of the Illinois Property Tax Appeal Board and the keeper of the Records thereof, I do hereby certify that the foregoing is a true, full and complete Final Administrative Decision of the Illinois Property Tax Appeal Board issued this date in the above entitled appeal, now of record in this said office.

Date: June 19, 2018



Clerk of the Property Tax Appeal Board

IMPORTANT NOTICE

Section 16-185 of the Property Tax Code provides in part:

"If the Property Tax Appeal Board renders a decision lowering the assessment of a particular parcel after the deadline for filing complaints with the Board of Review or after adjournment of the session of the Board of Review at which assessments for the subsequent year or years of the same general assessment period, as provided in Sections 9-125 through 9-225, are being considered, the taxpayer may, within 30 days after the date of written notice of the Property Tax Appeal Board's decision, appeal the assessment for such subsequent year or years directly to the Property Tax Appeal Board."

In order to comply with the above provision, YOU MUST FILE A PETITION AND EVIDENCE WITH THE PROPERTY TAX APPEAL BOARD WITHIN 30 DAYS OF THE DATE OF THE ENCLOSED DECISION IN ORDER TO APPEAL THE ASSESSMENT OF THE PROPERTY FOR THE SUBSEQUENT YEAR OR YEARS. A separate petition and evidence must be filed for each of the remaining years of the general assessment period.

Based upon the issuance of a lowered assessment by the Property Tax Appeal Board, the refund of paid property taxes is the responsibility of your County Treasurer. Please contact that office with any questions you may have regarding the refund of paid property taxes.

PARTIES OF RECORD

AGENCY

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