

2007 Real Estate Withholding Remittance Statement

593

Withholding Agent (Payer/Sender) Check one: Escrow/Title Company Accommodator/Intermediary Buyer

Name	<input type="checkbox"/> FEIN <input type="checkbox"/> CA Corp. No.
Address (number and street, suite, room, or PMB no.)	SSN or ITIN
City, State, and ZIP Code	Daytime telephone no. ()
Contact Person's Name and Title (please type or print)	

1 Month and year of transfer, exchange completion, exchange failure, or installment payment for attached Forms 593-B	1 / 07
2 Number of Forms 593-B attached	2
3 Total withholding due for attached Forms 593-B	3 \$ _____
4 Interest on previous late payment(s) which were due in 2007	4 \$ _____
5 Total amount of this payment. Add line 3 and line 4	5 \$ _____

Attach a check or money order for the full amount payable to "Franchise Tax Board." Write the payer's federal employer identification number (FEIN), California corporation number, or social security number (SSN) or Individual Taxpayer Identification Number (ITIN), and "2007 Form 593" on the check or money order.

Note: Make all checks or money orders payable in U.S. dollars and drawn against a U.S. financial institution.

Mail payment, Form 593 and Forms 593-B to: **FRANCHISE TAX BOARD
PO BOX 942867
SACRAMENTO CA 94267-0651**

General Information

California Revenue and Taxation Code Section 18662 requires the buyer or other transferee to withhold either 3 1/3% of the total sales price or the alternative withholding amount elected and certified by seller, unless the seller certifies an exemption on Form 593-C Real Estate Withholding Certificate.

Purpose

Use this form to report and remit the total real estate withholding for the month and to pay any interest assessed on late withholding payments for 2007. This form is also a transmittal for Form 593-B, Real Estate Withholding Tax Statement.

Note: You have the option to send one payment and Form 593 with the related Forms 593-B for each escrow instead of sending one total payment for all escrows that closed during the month.

Do not use Form 593 to pay interest on late payments related to escrows that closed prior to 2006. If the interest due is for sales that closed in 2006, use the 2006 Form 593. If the interest due is sales that closed in 2005, use the 2005 Form 593. If the interest due is sales that closed in 2004, use the 2004 Form 593. Use Form 592-A, Nonresident Withholding Remittance Statement for interest due for sales that closed before 2004.

Common Errors

Incomplete Forms – To speed processing provide all information, including your tax identification number, requested on the form.

Payments – Do not include payments for more than one month with a single Form 593.

Address – Use the mailing address listed on this form.

Correct Year/Form – Use only this form for transactions in 2007. If the transaction closed in a different year, or the installment payment being reported was not made in 2007, go to our Website at www.ftb.ca.gov to get the form for the correct year.

Who Must File

Any person who withheld on the sale or transfer of California real property during the calendar month must file Form 593 to report and remit the amount withheld. Generally, this will be the title company, escrow company, accommodator, or intermediary. Normally, the buyer will only complete this form when reporting the withholding on installment payments.

When and Where to File

File Form 593 and Form 593-B, and pay the amount of tax withheld within 20 days following the end of the month in which the transaction occurred.

Sales: This is the month escrow closed.

Installment Payments: This is the month of the installment payment.

Exchanges: This is either the month that the last leg of the exchange was completed and boot (cash or cash equivalent) was distributed to the exchangor or when it was determined that the exchange would not meet the deferred exchange requirements and any cash or cash equivalent was distributed to the seller. When the relinquished property was sold in the year prior to the year withholding is done, use withholding forms for the year of the distribution of funds since the exchangor will qualify for installment sale reporting.

Interest Assessment Payment: If you received an interest assessment letter and the interest due date is prior to your next withholding due date, you should send Form 593 immediately with your interest payment. You would then send a separate Form 593 with the next withholding payment.

Attach a copy of any interest assessment letter for which payment is included on line 4 and Copy A of all Forms 593-B for the calendar month **behind** Form 593 and mail with your payment to:

FRANCHISE TAX BOARD
PO BOX 942867
SACRAMENTO CA 94267-0651

Note: Enclose, but do not attach the check(s) to Form 593. If you are mailing more than one Form 593, send them in separate envelopes.

Interest and Penalties

Interest will be assessed on late withholding payments and is computed from the date due to the date paid.

If the real estate escrow person does not notify the buyer of the withholding requirements in writing, the penalty is the greater of \$500 or 10% of the required withholding.

If the buyer (after notification) or other withholding agent does not withhold, the penalty is the greater of \$500 or 10% of the required withholding.

If the withholding agent (the person who withheld) does not furnish complete and correct copies of Form 593-B to the **seller** by the due date, the penalty is \$50 per Form 593-B. If the failure is due to an intentional disregard of the requirement, the penalty is the greater of \$100 or 10% of the required withholding.

If the withholding agent does not furnish complete and correct copies of Forms 593-B to the FTB by the due

date but does file them within 30 days of the due date, the penalty is \$15 per Form 593-B. If Forms 593-B are filed more than 30 days after the due date, the penalty is \$50 per Form 593-B. If the failure is due to an intentional disregard of the requirement, the penalty is the greater of \$100 or 10% of the required withholding.

Specific Instructions

Before You Begin

Complete all Forms 593-B that will be attached to this Form 593. Online fillable Forms 593 and 593-B are available on our Website at www.ftb.ca.gov.

Withholding Agent

Make sure you complete all appropriate lines on Forms 593 and 593-B to avoid processing delays.

Check the box to indicate the type of withholding agent (the person actually sending the withholding to the FTB). Typically, this is the escrow or title company for regular sales and simultaneous deferred exchanges; the accommodator or intermediary for non-simultaneous exchanges; and the buyer for installment payments.

Enter the name, address, and tax identification number of the withholding agent (payer/sender).

Enter the social security number or individual taxpayer identification number only when the buyer, who is an individual, is sending the withholding payment.

Line 1

Enter the two digit month of the withholding. If you are only paying interest, leave line 1 blank.

Caution: Report only a single month of withholding per Form 593. All attached Forms 593-B should have a closing date during this same month. If you are sending withholding for more than one month, complete a separate Form 593 for each month. If you already sent a Form 593 for the calendar month but have additional withholding to remit, complete a new Form 593 showing the totals for the additional payment. **Do not include** amounts reported on a previous Form 593. **Do not send the instructions for Forms 593 or 593-B to the FTB.**

Line 2

Enter the number of Forms 593-B attached to Form 593. The date in Box 2 on each Form 593-B should contain the same month as indicated on line 1. Attach only Copy A of Form 593-B.

Line 3

Enter the total Amount Withheld (box 7b and/or 8) from the attached Forms 593-B.

Line 4

Enter the interest due that was assessed and is being paid on late withholding payments for 2007. Attach a copy of the interest assessment letter(s) behind Form 593.

Caution: If you received Form 592-A with your interest assessment letter for a year prior to 2004, **do not include** the interest payment on Form 593. Use the Form 592-A to send your interest payment. If the interest due is for 2004, use the 2004 Form 593. If the interest due is for 2005, use the 2005 Form 593. If the interest due is for 2006, use the 2006 Form 593.

If you are paying your withholding late, **do not estimate** the interest. The FTB will compute the interest and send you an interest assessment letter after we receive the payment.

Line 5

Enter the sum of line 3 and line 4. This is the total payment amount.

Additional Information

For more information on real estate withholding, get FTB Pub. 1016, Real Estate Withholding Guidelines. To get a withholding form or publication, or to speak to a representative, contact our Withholding Services and Compliance Section's automated telephone service at:

(888) 792-4900 (toll-free), or
(916) 845-4900
FAX (916) 845-9512

You can download, view, and print California tax forms and publications from our Website at www.ftb.ca.gov.

Assistance for Persons with Disabilities

We comply with the Americans with Disabilities Act. Persons with hearing or speech impairments please call:

TTY/TDD (800) 822-6268

Asistencia Telefonica y en el Internet

Dentro de los Estados Unidos,
llame al (800) 852-5711
Fuera de los Estados Unidos,
llame al (916) 845-6500
(cargos aplican)

Sitio en el Internet: www.ftb.ca.gov

Asistencia para Personas Discapacitadas

Nosotros estamos en conformidad con el Acta de Americanos Discapacitados. Personas con problemas auditivos pueden llamar al TTY/TDD (800) 822-6268.