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ESTUDO DE CASO I

No dia 10/6/2019, a empresa Alfa Ltda., situada no estado de Pernambuco, realizou operação de comercialização de três mil camisetas à empresa Beta Ltda., situada no estado de Alagoas e contribuinte do ICMS nesse estado, com o objetivo de que a entrega fosse realizada em até vinte dias. A empresa Alfa Ltda. produz internamente todos os insumos necessários para a fabricação das camisetas.

Na nota fiscal, constavam as seguintes informações:

- valor da mercadoria: R\$ 60.000;
- valor do IPI: R\$ 3.000;
- valor do frete: R\$ 500;
- valor do seguro: R\$ 500.

A mercadoria, que estava sujeita ao regime de pagamento antecipado do ICMS, foi retirada do estabelecimento localizado no estado de Pernambuco no dia 15/6/2019 e chegou ao estado de Alagoas em 17/6/2019, dia em que foi entregue à empresa destinatária. Em setembro de 2019, a mercadoria adquirida pela empresa Beta Ltda. foi totalmente vendida, para não contribuintes do ICMS no estado de Alagoas, no valor de R\$ 120.000.

A alíquota interestadual aplicável para operações entre esses dois estados é de 12% e a alíquota interna de ICMS para camisetas em Alagoas é de 17%. Há decreto do Poder Executivo estadual especificando como 0% o percentual de agregação para fins da antecipação do ICMS para as camisetas.

Considerando essa situação hipotética, redija um texto, respondendo, de modo fundamentado, aos seguintes questionamentos.

- 1 Em que momento se considera ocorrido o fato gerador do ICMS na operação entre as citadas empresas? [valor: 7,75 pontos]
 - 2 Qual o valor de ICMS a ser antecipado na operação? Informe o cálculo a ser feito. [valor: 8,00 pontos]
 - 3 Qual o valor de ICMS a ser pago pela empresa Beta Ltda. após a venda das camisetas em setembro de 2019? Informe o cálculo a ser feito. [valor: 8,00 pontos]
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Ministerio Da Saude Provisorio Prova Discursiva 2 24456

Rachel Sandford



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