

Internal Revenue Service

Department of the Treasury
Washington, DC 20224

Number: **INFO 2004-0162**

Release Date: 9/30/04

Index Number: 1362.01-03

Person To Contact:

, ID No.

Telephone Number:

Refer Reply To:

CC:PSI:B03 – GENIN-155815-03

Date:

July 19, 2004

Dear [REDACTED]:

This is in response to your letter dated June 4, 2003, requesting late S corporation relief under section 1362(b)(5) of the Internal Revenue Code, seeking an effective date of March 1, 2002.

In Rev. Proc. 2003-43, 2003-23 I.R.B. 998, (copy attached) the Internal Revenue Service provides special procedures that permit taxpayers in certain situations to obtain automatic late S corporation relief instead of applying for a private letter ruling. The facts presented in your situation appear to be covered by section 4.02 of Rev. Proc. 2003-43. The Cincinnati Service Center has updated your records to reflect March 1, 2003, as your S corporation effective date. If you have not received a confirmation letter from the service center, you may contact the person indicated above.

Please keep this letter with your tax records and feel free to provide a copy of it to your authorized representative. We hope that the above information proves helpful.

Sincerely,

/s/

Christine Ellison
Chief, Branch 3
Office of Associate Chief Counsel
(Passthroughs & Special Industries)

Enclosure (1)

Rev. Proc. 2003-43