

**Notice to Shareholder of Undistributed Long-Term Capital Gains**

Department of the Treasury  
Internal Revenue Service

For calendar year 1994, or other tax year of the regulated investment company  
beginning \_\_\_\_\_, 1994, and ending \_\_\_\_\_, 19 \_\_\_\_\_

**Copy A**  
Attach to Form 1120-RIC  
**1994**

<b>Shareholder's identifying number</b>	<b>Regulated investment company's identifying number</b>
Shareholder's name, address, and ZIP code	Regulated investment company's name, address, and ZIP code

1 Undistributed long-term capital gains for the year to be included in shareholder's income . . . . .	<b>1</b>	\$
2 Tax paid by the RIC on the gains shown on line 1. <b>Shareholder:</b> See instructions on back of Copy C for claiming the credit or refund of this tax. . . . .	<b>2</b>	\$

# Instructions for Regulated Investment Company

Section references are to the Internal Revenue Code.

**Paperwork Reduction Act Notice.**—We ask for the information on this form to carry out the Internal Revenue laws of the United States. You are required to give us the information. We need it to ensure that you are complying with these laws and to allow us to figure and collect the right amount of tax.

The time needed to complete and file this form will vary depending on individual circumstances. The estimated average time is:

<b>Recordkeeping</b> . . . . .	1 hr., 55 min.
<b>Learning about the law or the form</b> . . . . .	6 min.
<b>Preparing and sending the form to the IRS</b> . . . . .	8 min.

If you have comments concerning the accuracy of these time estimates or suggestions for making this form more simple, we would be happy to hear from you. You can write to both the IRS and the Office of Management and Budget at the addresses listed in the Instructions for Form 1120-RIC.

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Complete all three copies of Form 2439 for each shareholder for whom the RIC paid tax on undistributed capital gains designated under section 852(b)(3)(D).

Attach Copy A of all Forms 2439 to **Form 1120-RIC**, U.S. Income Tax Return for Regulated Investment Companies, when you file it at the applicable IRS service center.

Give Copies B and C to the shareholder by the 60th day after the end of the fund's tax year.

**Note:** *If the shareholder is an individual retirement arrangement (IRA), send Copies B and C to the trustee or custodian of the IRA. Do not send copies to the owner of the IRA.*

## **Name, address, and identifying number.**—

Type or print the shareholder's name, address (including ZIP code), and social security number. If other than an individual, enter the employer identification number (EIN). If a shareholder is an individual retirement arrangement (IRA), enter the identifying number of the IRA trust. Do not enter the social security number of the person for whom the IRA is maintained.

Type or print the name, address (including ZIP code), and EIN of the fund as shown on **Form 2438**, Regulated Investment Company Undistributed Capital Gains Tax Return.

**Line 1.**— Enter the shareholder's share of undistributed capital gains designated under section 852(b)(3)(D) on line 11, Form 2438.

**Line 2.**— Enter the amount of tax paid on the amount from line 1 of Form 2439.

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### Copy B

Attach to the shareholder's income tax  
return for the tax year that includes the  
last day of the company's tax year.

Shareholder's identifying number	Regulated investment company's identifying number
Shareholder's name, address, and ZIP code	Regulated investment company's name, address, and ZIP code

1 Undistributed long-term capital gains for the year to be included in shareholder's income . . . . .	<b>1</b>	\$
2 Tax paid by the RIC on the gains shown on line 1. <b>Shareholder:</b> See instructions on back of Copy C for claiming the credit or refund of this tax. . . . .	<b>2</b>	\$

**See Instructions for Shareholder on Back of Copy C**

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**Copy C**  
**For shareholder's records**

<b>Shareholder's identifying number</b>	<b>Regulated investment company's identifying number</b>
Shareholder's name, address, and ZIP code	Regulated investment company's name, address, and ZIP code

<b>1</b> Undistributed long-term capital gains for the year to be included in shareholder's income . . . . .	<b>1</b>	\$
<b>2</b> Tax paid by the RIC on the gains shown on line 1. <b>Shareholder:</b> See instructions on back of Copy C for claiming the credit or refund of this tax. . . . .	<b>2</b>	\$

## Instructions for Shareholder

Section references are to the Internal Revenue Code.

The regulated investment company (RIC) has elected to retain and pay tax on certain net capital gain income it received during its tax year. As a shareholder, you report your share of this gain on your income tax return. This income is not reported to you on **Form 1099-DIV**, Dividends and Distributions.

**Line 1.**—Shareholders who are individuals report this amount on Schedule D (Form 1040), Part II, line 12. Shareholders that are corporations report this amount on Schedule D (Form 1120), Part II, line 6. Get **Pub. 564**, Mutual Fund Distributions.

**Line 2.**—This line contains your share of the tax paid by the RIC on the net capital gain income it did not distribute. You can get a refund or credit of this tax as follows:

• **Individuals, Nonresident Aliens, and Estates and Trusts.**—See line 59 of Form 1040, line 57 of Form 1040NR, and line 24f of Form 1041, and their instructions.

• **Corporations and Foreign Corporations.**—See line 32f of Form 1120 (line 28f of Form 1120-A) and line 6f of Form 1120-F and their instructions.

• **S Corporations and Partnerships.**—See the line 23 instructions for Schedule K-1 of Form 1120S and Form 1065.

• **Exempt Organizations and Certain Trustees.**—Organizations exempt from tax under section 501(a) that are not subject to the unrelated business income tax under section 511 can claim their refund by filing **Form 990-T**, Exempt Organization Business Income Tax Return, as follows.

1. Complete the heading (name and employer identification number (EIN) of the exempt organization) and the signature area.

2. Enter the credit on line 44e.

3. At the top of the return, write "Claim for Refund shown on Form 2439."

4. Attach Copy B of Form 2439.

Trustees for individual retirement arrangements (IRAs) described in section 408 (including an account described in section 408(h)) file a single composite Form 990-T to claim their refund. See the Instructions for Form 990-T.

**Note:** A trustee or custodian of an IRA should not send a copy of Form 2439 to the owner of the IRA.

• **Nominees.**—If you are not the actual owner of the shares for which this form is issued, you must:

1. Complete all three copies of Form 2439 for each owner. The total undistributed long-term capital gain and tax shown on the Form 2439 for each owner must agree with the amounts on Copy B that you received from the RIC.

2. Enter your name as "Nominee" and your address, and the RIC's, in the block for the RIC's address.

3. Write "Nominee" in the upper right corner of the Copy B.

4. Attach Copy A of the form you complete to the Copy B.

5. File them with your Internal Revenue Service Center. (If you are a resident of a foreign country, file with the Internal Revenue Service Center, Philadelphia, PA 19255.)

6. Give the actual owner copies B and C of the forms you prepare.

A nominee has 90 days after the close of the RIC's tax year to complete items 1 through 6 above. However, a nominee acting as a custodian of a unit investment trust described in section 851(f)(1) has 70 days. A nominee who is a resident of a foreign country has 150 days.