



DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
WASHINGTON, D.C. 20224

OFFICE OF
CHIEF COUNSEL

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The Honorable Barbara Cubin
U.S. House of Representatives
Washington, DC 20515

Dear Ms. Cubin:

I am responding to your letter of September 8, 2006, to the Secretary of the Treasury supporting _____ application for tax credits under the Qualifying Gasification Project Program of the Energy Policy Act of 2005 (EPACT).

The tax credits are available under section 48B of the Internal Revenue Code (the Code), which the Congress enacted as part of EPACT. Under section 48B of the Code, the Secretary of the Treasury, in consultation with the Secretary of Energy, must establish a qualifying gasification project program to consider and award certifications for qualified investments eligible for credits to qualifying gasification project sponsors. On March 13, 2006, we published Notice 2006-25, which established the qualifying gasification project program. We will allocate the tax credits according to the procedures in section 4 of Notice 2006-25. I am enclosing a copy of this notice. I assure you we will carefully consider _____ application.

I hope this information is helpful. I am also writing to _____ . If you have any questions, please contact me or _____ at () _____ .

Sincerely,

Charles B. Ramsey

Charles B. Ramsey
Branch Chief, Branch 6
(Passthroughs and Special Industries)

Enclosure