

Office of Chief Counsel
Internal Revenue Service
Memorandum

Number: **200738012**

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date: May 21, 2007

to: Director, Submission Processing
Cincinnati, OH
Attn: Entity Unit

from: Office of Division Counsel/Associate Chief Counsel
Tax Exempt & Government Entities

subject: Railroad Retirement Tax Act Status

In accordance with the coordination procedure established between the Service and the Railroad Retirement Board (RRB), the RRB has provided us with its opinion that the following business became an employer under the Railroad Retirement Act and the Railroad Unemployment Insurance Act effective _____ :

We have reviewed the opinion of the RRB and, based upon the information submitted to us by the RRB, we also conclude that _____ became an employer under the Railroad Retirement Tax Act effective _____. However, the RRB opinion indicates that _____

_____ is wholly owned by _____. Thus, _____ may be disregarded as a separate entity for employment tax purposes. In such case, _____ may be filing the necessary tax returns under the Railroad Retirement Tax Act. Please take the appropriate action regarding this business.

Janine Cook

cc: