



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

TAX EXEMPT AND  
GOVERNMENT ENTITIES  
DIVISION

Number: **INFO 2010-0049**

Release Date: 6/25/2010

Date: 4/21/10

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Person to Contact and ID Number:

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Contact Telephone Number:

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UIL: 6655.01-00

Dear \*\*\*\*\*:

I am responding to your letter to TE/GE Commissioner Sarah Hall Ingram dated March 19, 2010, regarding a waiver of the penalty under section 6655 of the Internal Revenue Code for trusts that became private foundations as a result of the Pension Protection Act of 2006. Section 6655 imposes a penalty for underpayment of estimated taxes on the investment income of private foundations.

Unlike section 6654, which permits a waiver of the penalty under certain circumstances, section 6655 does not provide for a waiver of penalties for underpayment of estimated taxes.

This letter is for informational purposes only and is intended to provide general statements of well-defined law. It is not a ruling and may not be relied on as such. See Rev. Proc. 2010-4, 2010-1 I.R.B. 122 (or its successor). This letter will be made available for public inspection. The Internal Revenue Service will delete any name, address and other identifying information as appropriate under the Freedom of Information Act. See Announcement 2000-2, 2000-2 I.R.B. 295. If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

Sincerely,

/s/

David L. Fish  
Manager  
Exempt Organizations, Guidance