



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

OFFICE OF THE CHIEF COUNSEL

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The Honorable Mari Tere González López  
Senadora Distrito Mayagüez-Aquadilla  
El Capitolio  
PO Box 9023431  
San Juan, Puerto Rico  
00902-3431

Re: Puerto Rico's Excise Tax

Dear Senator González López:

This general information letter is in response to your letter of January 7, 2014, inquiring about the creditability of the Puerto Rican Excise Tax. As you know, on March 30, 2011, the Treasury Department and the IRS issued Notice 2011-29 (IRB 2011-16). That notice provides interim guidance on the creditability of the Excise Tax and states that, pending the determination of a number of legal and factual issues, the IRS will not challenge a taxpayer's position that the Excise Tax is a creditable tax in lieu of an income tax under section 903. The Notice also states that any change in the foreign tax credit treatment of the Excise Tax after resolution of the pending issues will be prospective and will not apply to Excise Tax paid or accrued before the date that further guidance is issued.

This letter is intended for informational purposes only and does not constitute a ruling. See Rev. Proc. 2014-1, §2.04, 2014-1 IRB 7 (Jan. 2, 2014). If you have additional questions, please contact \_\_\_\_\_ of our office at \_\_\_\_\_.

Sincerely,

Barbara A. Felker  
Branch Chief, Branch 3  
Office of Associate Chief Counsel (International)

cc: