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Section 11.04 of Rev. Proc. 2017-1 also provides that, if a letter ruling is revoked, the revocation applies to all years open under the statute of limitations on assessment

unless the Service uses its discretionary authority under section 7805(b) to limit the retroactive effect of the revocation. To date, Fund has not responded to the September 29, 2016, letter from the Service with a request for relief under section 7805(b). Therefore, the revocation of PLR 200845013 applies retroactively to all years open under the statute of limitations on assessment as of the date of this letter and to all future years.

We are sending a copy of this letter to the appropriate operating division.

Sincerely,

Andrea M. Hoffenson
Andrea M. Hoffenson
Branch Chief, Branch 2
Office of Associate Chief Counsel
(Financial Institutions and Products)