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## **Guidance Under Section 1502; Suspension of Losses on Certain Stock Dispositions; Correction**

### **Announcement 2004-10**

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Correction to final and temporary regulations.

**SUMMARY:** This document corrects final and temporary regulations (T.D. 9048, 2003-1 C.B. 644 [68 FR 12287]) published in the **Federal Register** on March 14, 2003. The final and temporary regulations redetermine the basis of stock of a subsidiary member of a consolidated group immediately prior to certain transfers of such stock and certain consolidations of a subsidiary member and also suspend certain losses recognized on the disposition of stock of a subsidiary member.

**DATES:** This document is effective on March 14, 2003.

**FOR FURTHER INFORMATION CONTACT:** Aimee K. Meacham, (202) 622-7530 (not a toll-free number).

### **SUPPLEMENTARY INFORMATION:**

#### **Background**

The final and temporary regulations (T.D. 9048) that are the subject of these corrections are under section 1502 of the Internal Revenue Code.

#### **Need for Correction**

As published, the final and temporary regulations (T.D. 9048) contain errors that may prove to be misleading and are in need of clarification. In particular, this document supplies text clarifying § 1.1502-35T(c)((5)(i).

#### **Correction of Publication**

Accordingly, the publication of the final and temporary regulations (T.D. 9048) that were the subject of FR. Doc. 03-6119, is corrected as follows:

**§ 1.1502–35T [Corrected]**

1. On page 12294, column 1, § 1.1502–35T(c)(5)(i), line 8 from the bottom of the paragraph, the language “subsidiary (or any successor) is not a” is corrected to read “subsidiary (and any successor) is not a”.

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and Regulations Branch,  
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