

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

OFFICE OF CHIEF COUNSEL

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CC:ITA:B04 GENIN-135971-05

Dear

I am responding to your letter to Senator Arlen Specter on the sale or exchange of shares of mutual funds.

You requested information and a copy of the Income Tax Regulations pertaining to the specific identification of shares. In response to your request, I am enclosing a copy of § 1.1012-1 of the regulations as well as Publication 564, Mutual Fund Distributions.

I hope you find this information helpful. If you have any questions, please call me or , Identification Number , at .

Sincerely,

Michael J. Montemurro Acting Branch Chief Office of Associate Chief Counsel (Income Tax & Accounting)

Enclosures (2)