

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date:

JUN 05 2019

EVAN FISHCER FOUNDATION MEMORIAL
FUND
12808 QUEENSBURY LN STE E414
HOUSTON, TX 77024

Employer Identification Number:
45-3931355

DLN:
17053035369009

Contact Person:
OLEG BERENSON ID# 17242

Contact Telephone Number:
(877) 829-5500

60-Month Period Begins:
January 1, 2019

60-Month Period Ends:
December 31, 2023

Addendum Applies:
No

Dear Applicant:

We received your notification of intent to terminate your private foundation status under Internal Revenue Code (IRC) Section 507(b)(1)(B) during the 60-month period listed at the top of this letter. This letter could help resolve questions on your foundation status. Please keep it for your records.

You intend to operate as a public charity described in IRC Sections 509(a)(1) and 170(b)(1)(A)(VI) during the 60-month period. Based on your proposed activities and support, we agree you can terminate your private foundation status, and we'll treat you as a public charity as described in that Section for the 60-month advance ruling period.

Within 90 days after the end of your 60-month period, you must show you've met the requirements as a public charity described in IRC Section 509(a)(1), (2), or (3) for the 60-month period. If you show this, you'll be classified under that Section for all purposes from the beginning of the 60-month period and thereafter, as long as you continue to meet those requirements. Also, if you satisfy the requirements of IRC Section 507(b)(1)(B) at the end your 60-month period, you won't be subject to the provisions of IRC Section 507(a), (c), or (g). However, if you don't meet these requirements for the 60-month period, you'll be classified as a private foundation for the entire period.

You'll be liable for interest under IRC Section 6601 if you don't pay the tax imposed by Section 4940 for any taxable years during the 60-month period and we subsequently determine you owe the tax for such years. However, we won't charge the penalty under Section 6651, with respect to the tax imposed by Section 4940, because failure to pay such taxes during the 60-month period is due to reasonable cause.

You're required to file Form 990-PF, Return of Private Foundation or Section 4947(a)(1) Trust Treated as Private Foundation, until you complete your 60-month termination and are classified as a public charity.

Letter 2245

EVAN FISHCER FOUNDATION MEMORIAL

If we indicated at the top of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

Grantors and contributors can rely on this determination that you're not a private foundation until 90 days after the end of your advance ruling period. If you submit the required information within the 90 days, they can continue to rely on this letter until we make a final determination of your foundation status.

We sent a copy of this letter to your representative as indicated in your power of attorney.

Sincerely,

Handwritten signature of Stephen A. Martin in cursive script.

Director, Exempt Organizations
Rulings and Agreements

Enclosure(s):

Form 872-B, Consent to Extend the Time to Assess Miscellaneous Excise Taxes

Form 872-B (Rev. Dec. 2004)	Department of the Treasury - Internal Revenue Service	In reply refer to:
	Consent to Extend the Time to Assess Miscellaneous Excise Taxes	Taxpayer Identification Number 45-3931355

EVAN FISCHER FOUNDATION MEMORIAL FUND, taxpayer(s)
(Name(s))

of 12808 QUEENSBURY LANE, SUITE E414, HOUSTON, TEXAS 77024 and the
(Number, Street, City or Town, State, ZIP Code)

Commissioner of Internal Revenue consent and agree to the following:


(1) The amount of liability for CHAPTER 42 EXCISE tax, imposed on the taxpayer(s) by
(Kind)
section 4940 of the INTERNAL REVENUE CODE due for the period ENDING DECEMBER 2019, 2020, 2021
(Internal Revenue Code, Revenue Act, etc.)
2022, 2023 may be assessed at any time on or before MAY 15, 2028
(Expiration date)

(2) The collection provisions and limitations now in effect will also apply to any tax assessed within the extended period.

(3) The taxpayer(s) may file a claim for credit or refund and the Service may credit or refund the tax within 6 months after this agreement ends.


Your Rights as a Taxpayer

You have the right to refuse to extend the period of limitations or limit this extension to a mutually agreed-upon issue(s) or mutually agreed-upon period of time. Publication 1035, *Extending the Tax Assessment Period*, provides a more detailed explanation of your rights and the consequences of the choices you may make. If you have not already received a Publication 1035, the publication can be obtained, free of charge, from the IRS official who requested that you sign this consent or from the IRS' web site at www.irs.gov or by calling toll free at 1-800-829-3676. Signing this consent will not deprive you of any appeal rights to which you would otherwise be entitled.


YOUR SIGNATURE HERE  _____
(Date signed)


I am aware that I have the right to refuse to sign this consent or to limit the extension to mutually agreed-upon issues and/or period of time as set forth in I.R.C. § 6501(c)(4)(B).

TAXPAYER'S REPRESENTATIVE

SIGN HERE  _____
(Date signed)

I am aware that I have the right to refuse to sign this consent or to limit the extension to mutually agreed-upon issues and/or period of time as set forth in I.R.C. § 6501(c)(4)(B). In addition, the taxpayer(s) has been made aware of these rights.

CORPORATE NAME  Evan Fischer Foundation Memorial Fund

CORPORATE OFFICER(S) SIGN HERE  Matthew Fischer President 4/24/19
(Title) *(Date signed)*

(Title) *(Date signed)*

I (we) am aware that I (we) have the right to refuse to sign this consent or to limit the extension to mutually agreed-upon issues and/or period of time as set forth in I.R.C. § 6501(c)(4)(B).

INTERNAL REVENUE SERVICE SIGNATURE AND TITLE

(Division Executive Name - see instructions) *(Division Executive Title - see instructions)*

BY _____
(Authorized Official Signature and Title - see instructions) *(Date signed)*