Significant Index No. 04971.02-00

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

TAX EXEMPT AND
GOVERNMENT ENTITIES
DIVISION

APR 0 2 2003

T:EP:RA:T:A1

In re:
(the "Money Purchase Plan")

Company =

Profit Sharing Plan =

Dear

This letter constitutes notice that with respect to the Money Purchase Plan, a conditional waiver of the 100 percent excise tax under section 4971(b) of the Internal Revenue Code has been granted for the excise tax that would otherwise apply with respect to the plan year beginning January 1, 2001.

The conditional waiver of the 100 percent excise tax has been granted in accordance with section 3002(b) of the Employee Retirement Income Security Act of 1974 (ERISA). The amount for which this excise tax waiver has been granted is equal to 100 percent of the contribution which would otherwise be required to reduce the balance of the funding standard account to zero as of the end of the applicable plan year for which the waiver is granted to the extent such deficiency has not been corrected. Of course, because we have waived the 100% excise tax for the plan year beginning January 1, 2001, the penalties and interest associated with respect to the excise tax under section 4971(b) of the Code will be zero.

According to the information received, on June 30, 2002, the Company ceased providing services to area hospitals and currently has only two employees, whose sole duties are to process accounts receivable. The total of the Company's accounts receivable (the Company has no other significant assets) expected to be ultimately recovered is approximately 1/3 of the Company's liabilities.

The information furnished further provides that the Money Purchase Plan merged into the Profit Sharing Plan effective December 31, 2001, and that there were only four non-highly compensated non-owner participants in the Money Purchase Plan during the 2001 plan year.

Please be advised that this waiver is granted subject to the following conditions:

(1) The Company makes the required minimum funding contributions for the four non-highly compensated non-owner participants in the Money Purchase Plan and, not later then 90 days from the date of this letter,

(2) The Company either pays or makes arrangements with the appropriate IRS office to pay the 10% excise tax applicable under section 4971(a) of the Internal Revenue Code on the full amount of the required minimum funding contribution for the 2001 plan year.

If these conditions are not satisfied, the waiver is retroactively null and void. You agreed to these conditions in a letter (which was transmitted by facsimile) dated March 26, 2003.

In addition, as you also stated in your letter of March 26, 2003, you have withdrawn your request of February 28, 2002, as modified by letter of June 14, 2002, for a waiver of the minimum funding standard for the Money Purchase Plan for the plan year beginning January 1, 2001. Accordingly, we are closing our file on that request.

This ruling is directed only to the taxpayer that requested it. Section 6110(k)(3) of the Code provides that it may not be used or cited by others as precedent.

A copy of this letter is being sent to your authorized representative in accordance with a power of attorney (Form 2848) on file. A copy of this letter is also being sent to the Manager, Employee Plans Classification in

If you have any questions on this ruling letter, please contact

Sincerely,

James E. Holland, Jr., Manager
Employee Plans Technical