

Department of the Treasury  
Internal Revenue Service  
P.O. BOX 145574 STOP 8201G  
CINCINNATI OH 45250-5574

FIRST M & FIRST M LAST  
STREET ADDRESS  
THORNTON CO 80602-9233

Letter Date:  
November 26, 2012  
Taxpayer Identification Number:  
XXX-XX-XXXX  
Form: 1040 Tax Year(s):  
December 31, 2010  
Person to Contact:  
Tax Examiner  
Contact Identification Number:  
XXXXXXXX  
Contact Telephone Number:  
X-XXX-XXX-XXXX  
Contact Fax Number:  
X-XXX-XXX-XXXX  
Contact Hours:  
7:00AM-7:00PM Local Time

Dear Taxpayer:

We are examining your 2010 federal income tax return. We need you to provide us with additional information to substantiate the items checked below that you claimed on your return.

- Filing Status and Exemptions
- Head of Household
- Exemptions
- Adjustments to Income
- Alimony Paid
- Moving Expense
- Schedule E
- Passive Activity Loss Limited
- Schedule A - Itemized Deduction
- Medical & Dental Expense
- Interest You Paid
- Gifts to Charity
- Casualty & Theft Losses
- Unreimbursed Employee Expense
- Other Miscellaneous Deductions
- Schedule C - Gross Receipts
- Schedule C - Expenses
- Tax Credits
- Foreign Tax Credit
- Earned Income Credit
- Child Care Credit
- Education Credit
- Adoption Credit
- Credit for the Elderly or Disabled
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Please see the enclosed explanation of the documentation you need to provide, and send it to us within 30 days from the date of this letter. Send copies of your supporting records and/or information to the contact person whose name and address are shown in the letter heading. This information could include receipts, canceled checks, or other explanatory material. It is important that we receive all requested information and it is readable. Please also complete and return any enclosed questionnaire(s). We have enclosed an envelope for your use.

We will review the information that you send us and take one of the following actions:

1. If the information you send fully addresses our questions, we will make no changes to the tax you reported on your return. You will not need to take any further action.
2. If the information does not fully address our questions, we will send you a letter with an examination report explaining the proposed changes to your tax. If you agree with the changes, sign and return the examination report.

If you have any questions about this letter you can call the contact person at the telephone number shown in the letter heading who will be able to assist you. If this number is outside your local calling area or is not a toll-free number, there will be a long-distance charge to you.

It is important that you reply by mail or by fax within 30 days from the date of this letter. If you reply by mail, please use the enclosed envelope or address your reply envelope to the Internal Revenue Service at the address shown in the heading of this letter. If you reply by fax, please use the number shown in the heading of this letter. Whether responding by mail or fax, please be sure to identify the contact person whose name is shown in the heading of this letter and include a copy of this letter.

If you do not reply, we will disallow the questioned items and will send you a letter and examination report showing our proposed changes to your tax.

Use the spaces below to indicate a telephone number, including area code, and the best time for us to call you should we need more information. You may want to keep a copy of the letter and any information you send to us for your records.

Home Telephone Number: (     ) \_\_\_\_\_ - \_\_\_\_\_     Best time to call: \_\_\_\_\_

Work Telephone Number: (     ) \_\_\_\_\_ - \_\_\_\_\_     Best time to call: \_\_\_\_\_

We've also enclosed Publication 3498-A, *The Examination Process*, for your information.

Thank you for your cooperation.

Sincerely,

IRS Contact Name  
Operations Manager, Examination

Enclosures:

Copy of this letter

Publication 3498-A

Envelope

Questionnaire(s)

Form 886

Form 886-H

Form 8582

Form **886-H**  
(Rev. January 1994)

## Explanation of Items

### Passive Activity Loss Limitation

The Law regarding Passive Activity Loss (PAL) limitations is as follows: For single or Married Filing Joint taxpayers, for every dollar of Modified Adjusted Gross Income (MAGI) exceeding \$100,000, the \$25,000 offset for rental real estate is reduced by 50 cents. If MAGI exceeds \$150,000, then you are allowed none of the \$25,000 offset. See IRC section 469(I)(3).

For Married Filing Separate taxpayers, if the taxpayers lived with their spouse during the year they do not get any deduction. If they lived apart the special allowance is \$12,500. If MAGI exceeds \$50,000, the \$12,500 offset for rental real estate is reduced by 50 cents for every dollar of MAGI. The entire allowance is phased out at \$75,000.

By definition in Code Section 469( c), all rentals are passive activities and subject to Passive Activity Loss Limitations.

If you disagree with a PAL adjustment, please provide your reason for the disagreement, citing any exceptions that you feel you meet, and provide documentation to support your exception. Also, please complete the included Form 8582.

**Department of the Treasury  
Internal Revenue Service  
Submission Processing Center  
Cincinnati, OH 45999**

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