ID: CCA_2011071108305737

Number: **201138035**

Release Date: 9/23/2011

Office:

UILC: 6231.05-00

From:
Sent: Monday, July 11, 2011 8:31:09 AM
To:
Cc:
Subject: RE: TEFRA affected item

Under Roberts v. Commissioner, 94 T.C. 853, 860 (1990) we may assert the section 465(e) recapture as an affected item without conducting a prior TEFRA proceeding. For purposes of computing the affected item recapture the parties will be bound by the partnership's reporting of the change from recourse debt to nonrecourse debt.