

**Internal Revenue Service**

**Department of the Treasury**

**P. O. Box 2508  
Cincinnati, OH 45201**

**Date:** May 18, 2002

*Entered in PCG*

**WISCONSIN CHAMBER OF COMMERCE  
FOUNDATION INC  
PO BOX 352  
MADISON, WI 53701**

**Person to Contact:**

**Mrs. Turner  
Customer Service Specialist**

**Toll Free Telephone Number:**

**8:00 a.m. to 6:30 p.m. EST  
877-829-5500**

**Fax Number:**

**513-263-3756**

**Federal Identification Number:**

**39-1394068**

**Dear Sir or Madam:**

This letter is in response to the amendment to your organization's articles of incorporation filed with the state of Wisconsin on March 14, 2002. We have updated our records to reflect your organization's name as shown above.

Our records indicate that a determination letter issued on November 27, 1981 granted your organization exemption from federal income tax under section 501(c)(3) of the Internal Revenue Code. That letter is still in effect.

Based on information subsequently submitted, we classified your organization as one that is not a private foundation within the meaning of section 509(a) of the Code because it is an organization described in sections 509(a)(1) and 170(b)(1)(A)(vi).

This classification was based on the assumption that your organization's operations would continue as stated in the application. If your organization's sources of support, or its character, method of operations, or purposes have changed, please let us know so we can consider the effect of the change on the exempt status and foundation status of your organization.

Your organization is required to file Form 990, Return of Organization Exempt from Income Tax, only if its gross receipts each year are normally more than \$25,000. If a return is required, it must be filed by the 15th day of the fifth month after the end of the organization's annual accounting period. The law imposes a penalty of \$20 a day, up to a maximum of \$10,000, when a return is filed late, unless there is reasonable cause for the delay.

All exempt organizations (unless specifically excluded) are liable for taxes under the Federal Insurance Contributions Act (social security taxes) on remuneration of \$100 or more paid to each employee during a calendar year. Your organization is not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Organizations that are not private foundations are not subject to the excise taxes under Chapter 42 of the Code. However, these organizations are not automatically exempt from other federal excise taxes.

Donors may deduct contributions to your organization as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to your organization or for its use are deductible for federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

WISCONSIN CHAMBER OF COMMERCE FOUNDATION INC  
39-1394068

Your organization is not required to file federal income tax returns unless it is subject to the tax on unrelated business income under section 511 of the Code. If your organization is subject to this tax, it must file an income tax return on the Form 990-T, Exempt Organization Business Income Tax Return. In this letter, we are not determining whether any of your organization's present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

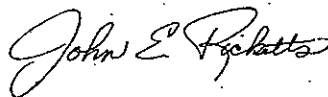
The law requires you to make your organization's annual return available for public inspection without charge for three years after the due date of the return. If your organization had a copy of its application for recognition of exemption on July 15, 1987, it is also required to make available for public inspection a copy of the exemption application, any supporting documents and the exemption letter to any individual who requests such documents in person or in writing. You can charge only a reasonable fee for reproduction and actual postage costs for the copied materials. The law does not require you to provide copies of public inspection documents that are widely available, such as by posting them on the Internet (World Wide Web). You may be liable for a penalty of \$20 a day for each day you do not make these documents available for public inspection (up to a maximum of \$10,000 in the case of an annual return).

Because this letter could help resolve any questions about your organization's exempt status and foundation status, you should keep it with the organization's permanent records.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

This letter affirms your organization's exempt status.

Sincerely,



John E. Ricketts, Director, TE/GE  
Customer Account Services

Internal Revenue Service

Department of the Treasury

Washington, DC 20224

Person to Contact:

The WMC Foundation, Inc.

111 East Wisconsin Avenue, Suite 1600 Telephone Number:  
Milwaukee, WI 53202

Refer Reply to:

OP:E:EO:R:3EL

Date: MAR 29 1985

Key District: 36

Employer Identification Number: 39-1394068

Dear Applicant:

We have received your attorney's 7 February 1985 ruling request and subsequent letters concerning whether your erection and rental of a new building and the transfer of certain teaching functions to you by an affiliate will adversely affect your tax exempt status under §501(c)(3) of the Internal Revenue Code of 1954. We have decided to rule favorably.

Based upon the information submitted and assuming no material change in your proposed transactions at issue, we rule that the proposed transfer to you of functions by your affiliate, Wisconsin Association of Manufacturers and Commerce, and your proposed building project and anticipated rentals to be derived therefrom, including rentals from affiliated entities, will not cause you to lose your tax exempt status as an organization described in §501(c)(3) of the Code.

Since we have not been asked, this ruling does not purport to address the issues of whether your rental income could adversely affect your foundation classification under §§509(a)(1) and 170(b)(1)(A)(vi) [See §513(a)] or whether any of your sales are unrelated trade or business. See Rev. Rul. 73-105, 1973-1 C. B. 264.

Any material change in the facts or circumstances with respect to the transactions as described herein must be reported to your key District Director, Chicago, Illinois, so that he may assess the effect of such a change upon this ruling letter with respect to the transactions.

You should continue to use your employer identification number on all returns which you file and in all correspondence with the Internal Revenue Service.

This ruling is directed only to the organization requesting it. It may not be used or cited as precedent.

Because this letter could help resolve any future questions about the tax consequences of the matters discussed herein, you should keep this letter in your permanent records.

We are informing your key District Director, Chicago, Illinois, of this ruling.

The WMC Foundation, Inc.

If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

Sincerely yours,

*J. E. Griffith*

J. E. Griffith  
Chief, Exempt Organizations  
Rulings Branch

Internal Revenue Service  
District Director

Department of the Treasury

Date: AUG - 6 1984

Our Letter Dated: November 27, 1981

Person to Contact: Mr. E. Kelly

Contact Telephone Number:

(312) 886 1278

WMC FOUNDATION INC  
111 EAST WISCONSIN AVE  
MILWAUKEE, WI 53202

Gentlemen:

This modifies our letter of the above date in which we stated that you would be treated as an organization which is not a private foundation until the expiration of your advance ruling period.

Based on the information you submitted, we have determined that you are not a private foundation within the meaning of section 509(a) of the Internal Revenue Code, because you are an organization of the type described in section ~~X~~. Your exempt status under section 501(c)(3) of the code is still in effect.

Grantors and contributors may rely on this determination until the Internal Revenue Service publishes notice to the contrary. However, a grantor or a contributor may not rely on this determination if he or she was in part responsible for, or was aware of, the act or failure to act that resulted in your loss of section ~~X~~ status, or acquired knowledge that the Internal Revenue Service had given notice that you would be removed from classification as a section ~~X~~ organization.

Because this letter could help resolve any questions about your private foundation status, please keep it in your permanent records.

If you have any questions, please contact the person whose name and telephone number are shown above.

\* 509(a)(1)-170(b)(1)(A)(vi)

Sincerely yours,

J. R. Starnes  
District Director

Internal Revenue Service  
District Director

Department of the Treasury

Date: NOV 27 1981

Employer Identification Number:  
39-1394068

Accounting Period Ending:  
March 31st

Foundation Status Classification:  
509(a)(1)+170(b)(1)(A)(vi)

Advance Ruling Period Ends:  
March 31, 1984

Person to Contact:  
L. M. McRAHON

Contact Telephone Number:  
612-725-5811

CCD 092981 CASE NO. 41128608EO  
FFN 410021479  
THE WMC FOUNDATION INC.  
111 EAST WISCONSIN AVE  
MILWAUKEE, WI 53202

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Dear Applicant:

Based on information supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code.

Because you are a newly created organization, we are not now making a final determination of your foundation status under section 509(a) of the Code. However, we have determined that you can reasonably be expected to be a publicly supported organization described in section 509(a)(1) + 170(b)(1)(A)(vi)

Accordingly, you will be treated as a publicly supported organization, and not as a private foundation, during an advance ruling period. This advance ruling period begins on the date of your inception and ends on the date shown above.

Within 90 days after the end of your advance ruling period, you must submit to us information needed to determine whether you have met the requirements of the applicable support test during the advance ruling period. If you establish that you have been a publicly supported organization, you will be classified as a section 509(a)(1) or 509(a)(2) organization as long as you continue to meet the requirements of the applicable support test. If you do not meet the public support requirements during the advance ruling period, you will be classified as a private foundation for future periods. Also, if you are classified as a private foundation, you will be treated as a private foundation from the date of your inception for purposes of sections 507(d) and 4940.

Grantors and donors may rely on the determination that you are 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, grantors and donors may continue to rely on the advance determination until the Service makes a final determination of your foundation status. However, if notice that you will no longer be treated as a section 509(a)(1) organization is published in the Internal Revenue Bulletin, grantors and donors may not rely on this determination after the date of such publication. Also, a grantor or donor may not rely on this determination if he or she was in part responsible for, or was aware of, the act or failure to act that resulted in your loss of section 509(a)(1) status, or acquired knowledge that the Internal Revenue Service had given notice that you would be removed from classification as a section 509(a)(1) organization.

If your sources of support, or your purposes, character, or method of operation change, please let us know so we can consider the effect of the change on your exempt status and foundation status. Also, you should inform us of all changes in your name or address.

Generally, you are not liable for social security (FICA) taxes unless you file a waiver of exemption certificate as provided in the Federal Insurance Contribution Act. If you have paid FICA taxes without filing the waiver, you should call us. You are not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Organizations that are not private foundations are not subject to the excise taxes under Chapter 42 of the Code. However, you are not automatically exempt from other Federal excise taxes. If you have any questions about excise, employment, or other Federal taxes, please let us know.

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106, and 2522 of the Code.

You are required to file Form 990, Return of Organization Exempt from Income Tax, only if your gross receipts each year are normally more than \$10,000. If a return is required, it must be filed by the 15th day of the fifth month after the end of your annual accounting period. The law imposes a penalty of \$10 a day, up to a maximum of \$5,000, when a return is filed late, unless there is reasonable cause for the delay.

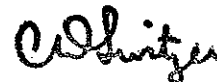
You are not required to file Federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T. In this letter, we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

You need an employer identification number even if you have no employees. If an employer identification number was not entered on your application, a number will be assigned to you and you will be advised of it. Please use that number on all returns you file and in all correspondence with the Internal Revenue Service.

Because this letter could help resolve any questions about your exempt status and foundation status, you should keep it in your permanent records.

If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

Sincerely yours,



C. D. Switzer  
District Director