

Internal Revenue Service
Director, Exempt Organizations
Rulings and Agreements

Department of the Treasury
P.O. Box 2508
Cincinnati, Ohio 45201

Date: **AUG 15 2008**

NORTH CAROLINA TOBACCO FOUNDATION INC
NCSU BOX 7207
RALEIGH, NC 27695

Person to Contact:

JOE KENNEDY
ID# 31-08655

Contact Telephone Numbers:

1-877-829-5500

Federal Identification Number:

59-1715828

Dear Sir or Madam:

In our letter dated February 1977, we determined that your organization is exempt under section 501(a) of the Internal Revenue Code, as an organization described in section 501(c)(3). We determined that you were a publicly supported organization within the meaning of section 509(a)(3) of the Code. In our subsequent letter dated January 12, 2007, you were classified as a publicly supported organization within the meaning of sections 509(a)(1) and 170(b)(1)(A)(vi).

In your letter dated May 27, 2008, you requested classification as an organization no longer described in sections 509(a)(1) and 170(b)(1)(A)(vi) of the Code. Based on the information you provided, we have determined that you meet the requirements for foundation classification under sections 509(a)(1) and 170(b)(1)(A)(iv). Accordingly, we have granted your request and modified your foundation status to reflect an organization described in sections 509(a)(1) and 170(b)(1)(A)(iv).

Your organization is required to file an annual Form 990, Return of Organizations Exempt from Tax, by the 15th day of the fifth month after the end of your annual accounting period, when your gross receipts exceed \$25,000. If your gross receipts are \$25,000 or less, you must file an annual electronic notice, Form 990-N.

Your exempt status under section 501(a) of the Internal Revenue Code, as an organization described in section 501(c)(3) remains in effect.

Grantors and contributors may rely on this determination until the Internal Revenue Service publishes notice to the contrary. However, if you lose your section 509(a)(1) and 170(b)(1)(A)(iv) status, a grantor or 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 such 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) and 170(b)(1)(A)(iv) organization.

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

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

Sincerely,

A handwritten signature in black ink that reads "Robert Choi". The signature is written in a cursive style with a large, looping initial "R".

Robert Choi
Director, Exempt Organizations
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