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Costs of judicial review of the denial of a request for a determination letter as provided in section 20.03(11) of this revenue procedure shall be paid by the taxpayer (1) by filing a notice of request for a determination with the Internal Revenue Service District Director or (2) by filing a petition with the court of appeals of the United States having jurisdiction over the taxpayer's principal place of business, or (3) within 90 days after the filing of a denial of the request for the determination by the District Director. Notice of this provision is deemed to have been issued in accordance with sections 20.03(13) through 20.03(14) of this revenue procedure in the case of a request for a determination letter under section 506(b), 507, 508 or 510 of the Code. Costs of iudicial review of the denial of the granting of a request for a determination letter as provided in section 20.03(12) of this revenue procedure shall be paid by the taxpayer (1) by filing a notice of request for a determination with the Internal Revenue Service District Director or (2) by filing a petition with the court of appeals of the United States having jurisdiction over the taxpayer's principal place of business, or (3) within 90 days after the filing of a denial of the request for the determination by the District Director. Notice of this provision is deemed to have been issued in accordance with sections 20.03(13) through 20.03(14) of this revenue procedure in the case of a request for a determination letter under section 506(b), 507, 508 or 510 of the Code. Costs of judicial review of a final determination by EP Determinations is governed by section 7476 of the Code. The initial or any amended pleadings commencing a suit for declaratory judgment under section 7476 must be filed with the United States Court of Federal Claims within 30 days after the denial of a request for a determination letter or the granting of the request for a determination letter. The request for a determination letter under section 506, 507, 508, or 510 of the Code may be filed before or after publication of the notice of the final determination and makes no difference in the date of filing. The final determination letter under section 506, 507, 508, or 510 of the Code does not affect the previous filing of an application for a determination letter under sections 506, 507, 508, or 510.



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15.04(1) Under certain circumstances, as described in section 20.15(10) of this revenue procedure, a taxpayer may request a continuance of an election by submitting a request, in a form that the Associate office determines to be sufficient, accompanied by evidence of the taxpayer's adverse financial condition and a clear and concise description of why the taxpayer cannot reasonably expect to meet the deadlines described in section 20.15(10) of this revenue procedure. The request for a continuance shall be accompanied by evidence of the taxpayer's adverse financial condition and a clear and concise description of why the taxpayer cannot reasonably

expect to meet the deadlines described in section 20.15(10) of this revenue procedure. If no continuance is requested, the election will terminate on the 15th day after the day the notice of final determination is mailed to the taxpayer. However, as described in section 20.15(10) of this revenue procedure, such notice will not be mailed to the taxpayer until the election has expired. The Associate office will make an initial determination concerning the request for a continuance. The Associate office will issue a determination letter, in the form of Notice of Final Determination, to the taxpayer within 60 days of the date of the request. In most cases, this determination will be mailed to the taxpayer within 21 days of the date of the request. After the taxpayer is notified of the decision denying a continuance of the election, the taxpayer has 60 days to file an appeal of the decision to the Commissioner. 5ec8ef588b

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