

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: **FEB 19 2010**

ERIKA KATE FOUNDATION
C/O RICHARD R MAYNARD
2228 HICKORY HILLS RD
MUSCATINE, IA 52761-9583

Employer Identification Number:
20-5940369
DLN:
500020006
Contact Person:
JOSEPH R KENNEDY ID# 31647
Contact Telephone Number:
(877) 829-5500
Our Letter Dated:
March 2007
Addendum Applies:
No

Dear Applicant:

This modifies our letter to you in which we classified you as a private foundation but had not considered whether you qualify as an operating private foundation.

Based on additional information you furnished, and the assumption that your operations will be as you have stated, we have now classified you as an operating foundation as defined in section 4942(j)(3) of the Internal Revenue Code. We also confirm your classification as a private foundation within the meaning of section 509(a) of the Code. Since your exempt status was not under consideration, you continue to be classified as an organization exempt from Federal income tax under section 501(c)(3) of the Code.

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. In the case of an amendment to your organizational document or bylaws, please send us a copy of the amended document or bylaws. Also, you should inform us of all changes in your name or address.

If we have indicated in the heading of this letter that an addendum applies, the addendum enclosed is an integral part of this letter.

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

Letter 1077 (DO/CG)

ERIKA KATE FOUNDATION

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

Sincerely yours,

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

Robert Choi
Director, Exempt Organizations
Rulings and Agreements