

**Purchase Price Allocation in Deemed and Actual Asset Acquisitions; Correction Announcement 2001-53**

AGENCY: Internal Revenue Service (IRS), Treasury

ACTION: Correction to final regulations.

SUMMARY This document contains corrections to final regulations (T

8940, 2001-15 I.R.B. 1016) relating to deemed and actual asset acquisitions under sections 338 and 1060. The final regulations were published in the **Federal Register** on Tuesday, February 13, 2001 (66 FR 9925).

DATES: This correction is effective March 16, 2001.

FOR FURTHER INFORMATION CONTACT: Richard Starke (202) 622-7790 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

**Background** .D.

The final regulations that are the subject of these corrections are under sections 338 and 1060 of the Internal Revenue Code.

**Need for Correction**

As published, the final regulations contain an error that may prove to be misleading and is in need of clarification.

**Correction of Publication**

Accordingly, the publication of the final regulations (T.D. 8940), that were the subject of FR Doc. 01-981, is corrected as follows:

1. On page 9929, in the table, the entry for §1.197-2(k), *Example 23* is corrected to read as follows:

Section	Remove	Add
<p>*****            1.197-2(k), <i>Example 23</i>, paragraph (iv) first sentence            *****</p>	<p>*****            (as these terms are defined in §1.338-1(c)(13))            *****</p>	<p>*****            (as these terms are defined in §1.338-2(c)(17))            *****</p>

### **§1.338-3 [Corrected]**

2. On page 9935, column 3, §1.338-3, paragraph (b)(3)(iv), paragraph (ii) of *Example 1.*, line 9 from the bottom of the paragraph, the language “338(h)(3)(A)(iii). See §1.338-2(b)(3)(ii)(C).” is corrected to read “338(h)(3)(A)(iii). See §1.338-3(b)(3)(ii)(C)”.

### **§1.338-6 [Corrected]**

3. On page 9944, column 3, §1.338-6, paragraph (d), paragraph (ix) of *Example 1* line 1, the language “The liabilities of T as of the beginning” is corrected to read “The liabilities of T1 as of the beginning”.

Cynthia E. Grigsby,  
*Chief, Regulations Unit,*  
*Office of Special Counsel*  
*(Modernization and Strategic Planning).*

(Filed by the Office of the Federal Register on March 29, 2001, 8:45 a.m., and published in the issue of the Federal Register for March 30, 2001, 66 F.R. 17362)