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Description of document: **List of Alcohol and Tobacco Tax and Trade Bureau (TTB) Applications for Alcohol Fuel Plants, January 1, 2008 - December 31, 2008**

Requested date: 05-March-2009

Released date: 31-March-2009

Posted date: 02-November-2009

Title of document Applications for Alcohol Fuel Plants From January 1, 2008 through December 31, 2008

Source of document: Alcohol and Tobacco Tax and Trade Bureau  
FOIA/Disclosure Officer  
310 G Street, NW – Suite 200 East  
Washington, DC 20220  
Fax: (202) 927-8525 or (202) 927-8602

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DEPARTMENT OF THE TREASURY  
ALCOHOL AND TOBACCO TAX AND TRADE BUREAU  
WASHINGTON, DC 20226

Refer to: 09-044  
4040000:hbb

MAR 31 2009

This is in reference to your request dated March 5, 2009, under the Freedom of Information Act (FOIA). You requested a count of AFP applications by State from January – December 2008.

We enclose a listing indicating the number of the AFP applications received from January – December 2008; however, we have redacted from this list those States that have less than three applications filed. AFP information is collected under the authority of the Internal Revenue Code of 1986 (IRC) and the information that we collect under this authority is considered tax return information. Exemption (b)(3) of the FOIA (5 U.S.C. 552 (b)(3)) exempts from disclosure records that are specifically prohibited from disclosure by statute. The IRC (26 U.S.C. 6103), prohibits disclosure of return information unless such disclosure is specifically statutorily authorized. We are unaware of any specifically authorized disclosure which is applicable to your request. While the cumulative data we have enclosed in response to your request is not specific to any single applicant and therefore not considered a disclosure of return information, data about less than three applicants could reasonably be inferred to provide return information about a single applicant.

We enclose a Document Cover Sheet explaining your right to appeal. If you choose to appeal our response, you must do so no later than 35 days from the date of this letter. Please note that we are charging no fee for processing your request.

Sincerely,

*Gerald J. Foote*, Ass't Director for  
Francis W. Foote  
Director, Regulations and Rulings Division

Enclosure

Applications for Alcohol Fuel Plants  
 From January 1, 2008 through December 31, 2008

	INDUSTRY_TYPE_CODE	Alcohol Fuel Plant
STATE		COUNT
AK		(b) (4)
AL		16
AR		13
AZ		10
CA		33
CO		7
CT		3
DC		(b) (4)
DE		
FL		53
GA		20
GU		(b) (4)
HI		3
IA		14
ID		6
IL		14
IN		13
KS		3
KY		14
LA		3
MA		5
MD		4
ME		(b) (4)
MI		10
MN		10
MO		13
MS		12
MT		(b) (4)
NC		28
ND		(b) (4)
NE		
NH		3
NJ		4
NM		3
NV		3
NY		17
OH		15

OK		5
OR		11
PA		11
PR	(b) (4)	
RI		
SC		12
SD		3
TN		21
TX		18
UT		4
VA		12
VT		3
WA		16
WI		10
WV		3
WY	(b) (4)	
TOTALS		492