



DEPARTMENT OF THE TREASURY  
INTERNAL REVENUE SERVICE  
WASHINGTON, D.C. 20224

SMALL BUSINESS/SELF-EMPLOYED DIVISION

September 18, 2007

Chester E. Davis  
P.O. Box 2176  
Clackamas, OR 97015

Dear Mr. Davis:

This letter is in response to your Freedom of Information Act (FOIA) request dated July 25, 2007 and received in the Detroit Disclosure office September 5, 2007.

Your request is for true and correct copies of documents concerning Mr. Donald L. Korb, Chief Counsel for Internal Revenue Service.

We are providing a copy of the Appointment Affidavits for Donald L. Korb available from our records. Other items requested are not available from our agency. The IRS News Release IR-2004-50 provides information of Internal Revenue Service Commissioner Mark W. Everson administering the Oath of Office to Donald Korb. If you require additional records, please make your request to the Treasury General Counsel.

To the extent responsive records exist in the Detroit Disclosure office, this constitutes a grant of your request.

Future FOIA requests should be directed to your local Disclosure office at 615 2<sup>nd</sup> Ave. MS W625, Seattle, WA 98174. That office has jurisdiction over the records for residents of Oregon.

Should you have any questions concerning this correspondence, you may contact Senior Disclosure Specialist Rosemary Marcin; ID #12-10676, by phone at (313) 234-1866. Please refer to case number 05-2007-04000

Sincerely,

*Darlene Stewart*

Darlene Stewart  
Disclosure Officer, Detroit

# APPOINTMENT AFFIDAVITS

Chief Counsel/Assistant General Counsel Dept of Treasury  
*(Position to which Appointed)*

04/14/2004  
*(Date Appointed)*

Department of Treasury  
*(Department or Agency)*

Internal Revenue Service  
*(Bureau or Division)*

Washington, DC  
*(Place of Employment)*

I, Donald L. Korb, do solemnly swear (or affirm) that--

## A. OATH OF OFFICE

I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter. So help me God.

## B. AFFIDAVIT AS TO STRIKING AGAINST THE FEDERAL GOVERNMENT

I am not participating in any strike against the Government of the United States or any agency thereof, and I will not so participate while an employee of the Government of the United States or any agency thereof.

## C. AFFIDAVIT AS TO THE PURCHASE AND SALE OF OFFICE

I have not, nor has anyone acting in my behalf, given, transferred, promised or paid any consideration for or in expectation or hope of receiving assistance in securing this appointment.

  
\_\_\_\_\_  
*(Signature of Appointee)*

Subscribed and sworn (or affirmed) before me this 14<sup>th</sup> day of April, 2004

at Washington  
*(City)*

District of Columbia  
*(State)*

(SEAL)

  
\_\_\_\_\_  
*(Signature of Officer)*

Commission expires \_\_\_\_\_  
*(If by a Notary Public, the date of his/her Commission should be shown)*

Commissioner, Internal Revenue Service  
*(Title)*

Note - If the appointee objects to the form of the oath on religious grounds, certain modifications may be permitted pursuant to the Religious Freedom Restoration Act. Please contact your agency's legal counsel for advice.

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IRS NEWS RELEASE: IR-2004-56

DATE POSTED: 04/15/2004

**Everson Swears in Korb as New Chief Counsel**

WASHINGTON – Internal Revenue Service Commissioner Mark W. Everson, joined by Treasury General Counsel Arnold I. Havens, administered the oath of office Wednesday to Donald Korb, who becomes the 46th IRS Chief Counsel.

"Don brings a wealth of government and private-sector experience to the Chief Counsel's office," Everson said. "I look forward to having him as a strong partner as we continue to strengthen our enforcement of the nation's tax laws."

Under the IRS Restructuring and Reform Act of 1998, the Chief Counsel reports to both the IRS Commissioner and the Treasury General Counsel.

"I am delighted that Don has been sworn in and I welcome his arrival," said Havens. "We have a lot of important work ahead of us, and I look forward to working with Don and the commissioner as we continue to move forward with our agenda."

Korb, who was confirmed by the Senate last week, begins his third tour with the IRS. In 1974, he began work as an attorney/adviser in the Chief Counsel's office and spent four years handling a variety of issues. He rejoined the IRS for two years in the mid-1980s as a Special Assistant to then-Commissioner Roscoe Egger. Korb served as the overall coordinator of the Service's involvement in the legislative process that resulted in the Tax Reform Act of 1986

Korb most recently served as a partner at the Cleveland-based law firm of Thompson Hine LLP before being nominated by President Bush in December. Previously, he served in the same position for Coopers & Lybrand LLP in Cleveland.

"I am humbled by the confidence that the President, Secretary Snow, and Commissioner Everson have placed in me by giving me the opportunity to serve my country in this capacity," Korb said in his Senate confirmation hearing. He also said his top priority was to assist Everson with the agency's three key goals:

- Continue to enhance the service that the IRS provides to taxpayers.
- Continue to modernize the information technology systems of the IRS.
- Strengthen the integrity of the nation's tax system through enhanced enforcement activities.

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*Donald L. Korb*  
*Chief Counsel, Internal Revenue Service*



Donald L. Korb serves currently as Chief Counsel for the Internal Revenue Service. In this capacity, he functions as the chief law officer for the IRS and as an Assistant General Counsel in the Treasury Department. He supervises approximately 1,400 attorneys who are assigned among the IRS National Office in Washington, and the major operational divisions of the agency across the country. Mr. Korb plays a central role in the administration of the federal tax laws by providing guidance on the correct legal interpretation of the laws. In addition, he represents the IRS in litigation and provides all other legal support to the IRS.

Mr. Korb has served as an Assistant to the Commissioner of Internal Revenue (1984-1986) where he was the overall coordinator of the

agency's participation in the landmark 1986 Tax Reform Act process. He also provided advice and assistance to the Commissioner on tax regulations, proposed rulings, and individual case matters. He began his legal career in the Office of Chief Counsel at the IRS from January 1974 to December 1977, and over the four years served as an Attorney Advisor in the Interpretative, General Litigation and Disclosure Divisions in Washington, D.C. The majority of his legal experience was, however, gained with the law firm of Thompson Hine LLP, in Cleveland, Ohio, where he was Partner in the tax area focusing on tax controversy matters. He also worked with Coopers & Lybrand LLP from July 1997 through June 1998, in Cleveland, Ohio, and Washington, D.C. as a Tax Partner.

Donald Korb received his B.A. degree in Political Science from the John Carroll University in Cleveland, Ohio (1970). He received his J.D. degree from the Case Western Reserve University Law School, also in Cleveland, Ohio (1973), and a graduate degree, LL.M. in Taxation, from the Georgetown University Law Center in Washington, D.C. (1977).

Mr. Korb's professional affiliations have included: American College of Tax Counsel: Fellow (1995- present) and Regent (2001-2004); Section of Taxation, American Bar Association: Council Director (1996-1999) and Vice Chair (2000-2002); Cleveland Tax Institute: Chair (1995); Member, Ohio State Tax Commissioner's Advisory Council (2000- 2003); Tax Advisor to the National Commission on Economic Growth and Tax Reform (the "Kemp Commission") (1995). He is the author of tax articles published in such publications as Corporate Business Taxation Monthly, Tax Notes, Ohio Lawyer, Ohio Bar Association Journal, Ohio Business Magazine, and Crain's Cleveland Business and has been a frequent speaker in tax issues all across the country.

Donald Korb is a member of Ohio and District of Columbia Bars and is admitted to United States Tax Court and U.S. Court of Federal Claims.