

To: All Qualifying Tomberlin Automotive Group Dealers

Date: August 17, 2009

Subject: Electric Vehicle Tax Credits Now Available for All Tomberlin LSV's

From: Tomberlin Sales Management

The Internal Revenue Service has officially issued Tomberlin a letter of certification acknowledging that Tomberlin has met the guidelines and certification criteria necessary for Tomberlin LSV's to meet the requirements of the Qualified Plug-In Electric Vehicle Credit as a Qualified Plug-In Electric Vehicle. These tax credits range from \$4,234.72 to \$5,485.72 depending on the model, as detailed below:

The following **Frequently Asked Questions** should assist you in your understanding of how the EESA tax credits may apply to purchases of Tomberlin Low Speed Vehicles.

Does the Tomberlin E-Merge and ANVIL Qualify? Yes!

How Much is the Credit for A Tomberlin E-Merge?

<u>Model Years</u>	<u>Low Speed Vehicles</u>	<u>Credit Amount</u>
2008/2009/2010	Tomberlin E-Merge E2 Low Speed Vehicle	\$ 4,234.72
2008/2009/2010	Tomberlin E-Merge E2 SS Low Speed Vehicle	\$ 4,493.26
2008/2009/2010	Tomberlin E-Merge E2 LE Low Speed Vehicle	\$ 4,493.26
2008/2009/2010	Tomberlin E-Merge E2 Shelby Low Speed Vehicle	\$ 4,234.72
2008/2009/2010	Tomberlin E-Merge E2 AC Drive Low Speed Vehicle	\$ 4,493.26
2008/2009/2010	Tomberlin E-Merge E4 Low Speed Vehicle	\$ 5,477.38
2008/2009/2010	Tomberlin E-Merge E4 SS Low Speed Vehicle	\$ 5,477.38
2008/2009/2010	Tomberlin E-Merge E4 LE Low Speed Vehicle	\$ 5,477.38
2008/2009/2010	Tomberlin E-Merge E4 Shelby Low Speed Vehicle	\$ 5,477.38
2008/2009/2010	Tomberlin E-Merge E4 AC Drive Low Speed Vehicle	\$ 5,477.38
2008/2009/2010	Tomberlin Anvil AVL	\$ 5,485.72

Does the Vehicle Have to Be a 2009 Model Year Vehicle? No?

All new 2008, 2009 and 2010 model year Tomberlin LSV's qualify, as long as the vehicle was purchased on or after January 1, 2009.

What is the Consumer Deadline for Purchasing Vehicles?

The certification issued by the IRS is for all consumer purchases through December 31, 2009, at which time all manufacturers will need to re-submit their qualifications under the revised provisions of Internal Revenue Code 30D.

Do Traditional Golf Carts Qualify? No!

According to the IRS brief, vehicles manufactured primarily for off-road use, such as for use on a golf course, do not qualify for either credit.

Is There a Form the Consumer must Complete to Receive the Tax Credit!

The IRS is developing the new form 8936 (Qualified Plug-in Electric Drive Motor Vehicle Credit) which will be available later this year and will be available on our web site. This form will need to be filed with you 2009 Federal Tax Return.

Can A Consumer Claim the Credit on More Than One Vehicle? Yes?

According to the statute, these credits are vehicle specific. As long as the consumer possesses the requisite tax to absorb the total amount of the credits, each vehicle should qualify for its own credit.

Any Other Advice?

In this and any tax matter, taxpayers should consult their tax advisor to determine qualification for any tax credit and to clarify the benefit that may be available given their individual circumstances.

We have included below a copy of the actual press release from the IRS.

Tax Breaks Available for Taxpayers Who Purchase Qualified Plug-In Electric Vehicles

IR-2009-45, April 24, 2009

WASHINGTON - Plug-in electric vehicles using certain types of batteries may qualify for a new tax credit if purchased this year, the Internal Revenue Service said today.

The Emergency Economic Stabilization Act of 2008 (EESA) and the American Recovery and Reinvestment Act of 2009 (ARRA) created two new tax credits for various types of electric vehicles, which may include what are commonly referred to as neighborhood electric vehicles.

ARRA creates a tax credit for low-speed or two- or three-wheel electric vehicles, such as motor scooters, purchased after Feb. 17, 2009, and before Jan. 1, 2012. The amount of the credit is 10 percent of the cost of the vehicle, up to a maximum credit of \$2,500. To qualify, a vehicle must be either a low-speed vehicle that is propelled to a significant extent by a rechargeable battery with a capacity of at least 4 kilowatt hours or be a two- or three-wheeled vehicle that is propelled to a significant extent by a rechargeable battery with a capacity of at least 2.5 kilowatt hours.

EESA created a tax credit for vehicles that have at least four wheels and draw propulsion using a rechargeable traction battery with at least four kilowatt hours of capacity. For 2009, the minimum credit is \$2,500 and the credit tops out at \$7,500 to \$15,000, depending on the weight of the vehicle and the capacity of the battery.

During 2009, low-speed, four-wheeled vehicles manufactured primarily for use on public streets, roads and highways (neighborhood electric vehicles) may qualify both for the EESA credit and, if purchased after February 17, 2009, for the ARRA credit for low-speed electric vehicles. A taxpayer may not claim both credits for the same vehicle. Vehicles manufactured primarily for off-road use, such as for use on a golf course, do not qualify for either credit.

The Internal Revenue Service is working on guidance regarding certification procedures for both of these credits.

The above release was found at: <http://www.irs.gov/newsroom/article/0,,id=207051,00.html> Consult your tax advisor for any and all tax advice before making any purchases.

Please Note:

Your tax advisor can help you decide what if any benefit you would receive from the tax credit or the tax deduction; and, which tax tool generates the most benefit for you.

Any tax benefit from the tax credit or tax deduction for a qualifying Tomberlin Low Speed Vehicle purchase will not be finalized until your 2009 Federal Income Tax Return is completed. (after January 1, 2010)