**NOTICE OF STATUS PURSUANT TO A REQUEST FOR THIRD PARTY CONTRACTING**

I don't have the ability to fill out a W-9 form.  Your only requirement pursuant to 26 U.S.C 6109(a)(3) is to request the information, which you have.

***“(3)******Furnishing number of another person***

*Any person required under the authority of this title to make a return, statement, or other document with respect to another person shall request from such other person, and shall include in any such return, statement, or other document, such identifying number as may be prescribed for securing proper identification of such other person."*

I am presuming you are bound to perform under this title because of the nature of the information you are requesting. If your request is denied, your remedy lies in 26 U.S.C. 6724 (a).

***“(a)******Reasonable cause waiver***

*No penalty shall be imposed under this part with respect to any failure if it is shown that such failure is due to reasonable cause and not to willful neglect.”*

If you file an affidavit and attach this document to it, I am sure that would suffice as “due to reasonable cause”. This is not legal advice as I am not qualified to offer legal advice.

Upon reading the Social Security Act and its Codified Statute at 42 USC Title 7, you can see that the Social Security Program is set up as a “federal old age benefits account.” I ask you, are you compelling to perform in a third party contract without full up front disclosure?

Furthermore, pursuant, to the Privacy Act of 1974, I have no duty to provide that information to any Federal, State, or Local.  Section 7(a)(1) of the Privacy Act of 1974 (found codified at 5 U.S.C. § 552a note (Disclosure of Social Security Number)) provides that: *"It shall be unlawful for any Federal, State or local government agency to deny to any individual any right, benefit, or privilege provided by law because of such individual's refusal to disclose his social security account number."* As you can clearly see, I have no obligation to OFFER this information, and you have no duty to require me to as you were not “willfully neglectful”.

Lastly, this document, the w-9 form, needs to be signed by a US PERSON. If I have done anything to lead you to believe that my status was a US PERSON, I was mistaken and I am sorry. I am not and I cannot sign that document without perjuring myself.

I hope to have cleared up any confusion with respect to the documentation you are requiring. You have clearly done your part on behalf of your company and you should probably file an Affidavit stating such and I have not perjured myself by claiming to be doing business in a capacity in which I am not!

Chris Schulte