

32nd Annual

Tax and Business Planning Seminar

Friday, December 8, 2017

New Location:

**The Four Seasons Hotel Atlanta
75 14th Street NE
Atlanta, Georgia 30309**



Chamberlain Hrdlicka
Attorneys at Law

Atlanta Houston Philadelphia San Antonio

Chamberlain, Hrdlicka, White, Williams & Aughtry

ATTORNEYS AT LAW

FACULTY

DAVID D. AUGHTRY	The Citadel (B.A., 1975); University of South Carolina (M. Acct., 1978); University of South Carolina (J.D., 1978); Emory University (LL.M. Taxation, 1982)
JOHN W. HACKNEY	University of Virginia (B.S., 2003; M.S., 2004); University of Georgia (J.D. <i>cum laude</i> , 2009)
PETER N. HALL	The Ohio State University (B.A., <i>summa cum laude</i> , with honors, 2001); Vanderbilt University Law School (J.D., 2004)
JASEN D. HANSON	University of North Florida (B.A., 2011); St. Thomas University School of Law (J.D., 2014); University of Florida (LL. M. Taxation, 2015)
STEPHEN C. HEYMANN	University of Miami (B.A., <i>cum laude</i> , 2009); University of Miami (J.D., <i>cum laude</i> , 2012); University of Miami (LL.M. Taxation, 2013)
J. SCOT KIRKPATRICK	Emory University (B.A., 1979); Wake Forest University (J.D., 1982); New York University (LL.M. Taxation, 1984)
JENNIFER DUVAL LINDY	University of Miami (B.B.A/Legal Studies, 2001); Nova Southeastern University (M.B.A., 2003; Honors: Sigma Beta Delta Honor Society); Nova Southeastern University (J.D., 2006; Honors: Moot Court Honor Society); Emory University (International Law L.L.M., 2007); University of Miami, School of Law (Taxation L.L.M., 2008(Additional International Tax Certificate)
PATRICK J. MCCANN, JR	Wake Forest University (B.A. December 2005); University of Virginia School of Law (J.D., May 2006); University of Florida Levin College of Law, (LL.M. in Taxation, 2012).
HALE E. SHEPPARD	University of Kansas (B.S., with honors, 1993; M.A., with distinction, 1999; J.D., 1997); University of Chile (LL.M., with highest distinction, 1999); University of Florida (LL.M. Taxation, 2003)
MARY CLAIRE SMITH	University of Mississippi (B.A., 2008, <i>cum laude</i>); Cumberland School of Law, Samford University (J.D., 2011)
CHRISTOPHER A. STEELE	Georgia State University (B.B.A., 2002) Mercer University (J.D., 2011); University of Florida (LL.M. in Taxation, 2012)
STEVEN M. WYATT	The University of Alabama (B.S., Accounting, 1992; J.D., 1996); New York University (LL.M. in Taxation, 1997)

In the beginning, clients retained Chamberlain, Hrdlicka to resolve tax issues. Aggressive young lawyers who served with distinction as trial lawyers in the United States Department of Justice and the Internal Revenue Service founded the firm, which currently offers more than 650 years of combined experience in tax planning and tax controversy.

Today, depth and breadth in tax law benefit all of Chamberlain, Hrdlicka's clients, but the firm is far more than just a tax firm. Chamberlain, Hrdlicka represents individuals, partnerships, and corporate clients in a broad range of business advisory, transactional, and litigation matters, with offices in Houston, Philadelphia, Atlanta, and San Antonio.

Nationally-recognized lawyers with Chamberlain, Hrdlicka include many who have served as judges, adjunct professors of law, distinguished legal writers, and lecturers. Their knowledge, experience, and novel approaches lead to creative solutions, quicker results, and "more bang for the buck."

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The Four Seasons Hotel
75 14th Street

Ballroom
Fourth Floor
Complimentary Valet Parking

**CLE Credit has been requested for attorneys
6 hours of CPE credit recommended for Georgia CPAs**

Register-Online: https://www.chamberlainlaw.com/news-eventsrsvp-32nd_Atlanta_ATBPS.html

Advance Registration: \$135

On-site Registration: \$150

Written materials, including outlines of all workshops, will be provided.

11:00 a.m.	Registration Begins
11:30 a.m. - 12:35 p.m.	Complimentary Lunch
11:30 a.m. - 12:35 p.m.	Luncheon Presentation
12:45 p.m. - 5:30 p.m.	Workshops
5:30 p.m. - 6:30 p.m.	Reception

LUNCHEON SPEECH – Judicial Highlights

More Good News Than Bad

PRESENTED BY

David D. Aughtry

The Sixth Circuit opinion in *Summa* restores one's faith in statutes overriding result-driven judicial doctrines, the Fifth Circuit in *Bosque Ranch* restores one's belief in the broad reading of the charitable contribution statute (even in the context of a conservation easement), and the jury verdict in *Ervin* restores one's faith in determining reasonable cause based on what the taxpayer knows at the time he or she has to make a decision – as opposed to retroactive punishment based on subsequent changes in the law. The Service also provided estates with a simplified method for making a late portability election. Still, the Tax Court hit Section 831(b) captives and the IRS issued, withdrew, and reissued conflict-ridden proposed regulations implementing the new partnership audit regime enacted by the Bipartisan Budget Act of 2015.

WORKSHOP GROUP I

A

If You Build It, They Will Come: Defending Real Estate Developers Against IRS Attacks

Presented by John W. Hackney and Jasen D. Hanson

The IRS targets your anchor client real estate developers in its new “campaign” concept and, in a recent non-acquiescence to a favorable Tax Court opinion, renewed its hostility towards the completed contract method. You and we must focus on how best to defend our real estate developers against the three most frequent IRS attacks.

WORKSHOP GROUP I

B

Fundamental Income & Estate Tax Planning in a Trump World

Presented by J. Scot Kirkpatrick and Stephen C. Heymann

The 2016 presidential election is over and the dust is beginning to settle. President Trump is touting the most sweeping tax overhaul in decades. Congress has “Obamacare” in its crosshairs. The United States Treasury has placed several important regulations on the proverbial chopping block. The stock market is hitting all-time highs, right along with the federal deficit. With all of the other headlines and “fake news” flying around, clients and advisors must remain focused on what these developments mean from an income and estate tax planning perspective.

What tried and true planning methods remain viable? What strategies will likely change? This presentation will dissect Trump’s plan for tax reform and other recent developments in the field. This presentation will cut through the “alternative facts” and tell you what you need to know to keep your hard earned money out of the government’s slush fund.

WORKSHOP GROUP I

C

The Taxman Transcends Borders: Current International Tax Compliance and Enforcement Issues

Presented by Hale E. Sheppard and Jennifer Duval Lindy

Despite budget constraints and vacancies in key positions, the IRS continues to target international tax issues. Items of focus in 2017 include expansion of the Form 8938 foreign asset reporting duty from individuals to domestic entities, audits of taxpayers who refused to participate in a voluntary disclosure program, new duties for children with foreign accounts, need for foreign-owned domestic disregarded entities to file Forms 5472, revocation or denial of U.S. passports for tax debtors, automatic penalties for late international information returns, and a new compliance initiative targeting foreign investors holding U.S. rental property. Moreover, the IRS has expanded its Large Business & International division, created a Criminal International Tax Enforcement Group, issued dozens of International Practice Units, and more. This presentation gives practical advice on the most pressing international tax issues.

WORKSHOP GROUP II

D

Strategic Structuring of the Workforce: Do I Hire Employees Or Engage Independent Contractors?

Presented by Mary Claire Smith and Peter N. Hall

Determining whether an individual is an employee or an independent contractor presents a challenge to businesses of all sizes. Misclassification can have far reaching consequences, including devastating tax threats. The speakers will discuss best practices for avoiding misclassification as well as recent developments and predictions for evolution of the law in this area.

WORKSHOP GROUP II

E

Championing S Corps, LLCs, and Other Closely-Held Businesses

Presented by David D. Aughtry and Patrick J. McCann

Small and closely-held businesses only provide 57 percent of all jobs: they deserve fair treatment. The business valuation community insists that S corporation earnings must be tax-affected, but the Tax Court has resisted that significant discount for the past 15 years. That resistance is about to change. Other S corporation developments include Notice 2017-23 which provides guidance for small businesses to apply the research tax credit against payroll tax liability under Section 41. Meanwhile, LB&I recently announced a renewed focus on S corporation basis issues. Many other small business provisions help both startups and long running businesses.

WORKSHOP GROUP II

F

Avoiding Pitfalls in Advanced Estate Planning Techniques

Presented by Christopher A. Steele and Steven M. Wyatt

Like Indiana Jones in his search of the Holy Grail, the tax practitioner in search of more advanced estate planning solutions encounters all sorts of exotic creatures such as FLPs, IDGTs, BDITs, SLATS, GRATS, CLATS, CRUTS, NINGs, DINGs, and IC-DISCS, just to name a few. Each of these techniques, properly applied and administered, offers a potentially elegant solution in the right circumstances. However, tax professionals should be ever wary of the many "tests of such lethal cunning" along the way. Starting from a family fact situation, this speech will explore the fundamentals of these techniques, when each of these techniques might be appropriate (and not appropriate), how to navigate the correct path, and what to do if you or your client strays from the correct path.

32nd Annual Reservation Form

Tax and Business Planning Seminar

Friday, December 8, 2017

**Registration Fee: Advance \$135 On-Site \$150
(Check, Money Order, or Credit Card)**

Register-Online: https://www.chamberlainlaw.com/news-eventsrsvp-32nd_Atlanta_ATBPS.html

You may attend four one-hour workshops after lunch – two from Workshop Group 1 and two from Workshop Group II. Please list in preferential order your top two choices and an alternative from each workshop group. We will make every effort to schedule you in your top two choices from each workshop group; however, seating is limited and workshops will be filled on a first-come, first-served basis. Individual schedules of workshops will be distributed ONLY at the seminar; no written confirmations will be sent. No telephone reservations can be taken. If you have any questions, please call:

TIFFINY Y. FAYLE:
(713) 658-2500 or (800) 342-5829
Fax: (713) 658-2553
E-Mail: tax.registration.atl@chwwa.com

CLE/CPE
Georgia Attorneys: CLE credit has been requested for attorneys
Georgia CPAs: 6 hours of CPE credit will be recommended

Group I: 1. _____ 2. _____ Alternate _____

Group II: 1. _____ 2. _____ Alternate _____

Mr./Ms. _____ Title: CPA Attorney

Firm _____

Address _____

City _____ State _____ Zip _____

Telephone _____ Fax _____

E-Mail Address _____

VISA MC AMEX DISCOVER

Number: _____

Exp. Date: _____

Signature: _____

Please duplicate this form if necessary.

Please make checks/money orders payable to, and mail to: Chamberlain, Hrdlicka, White, Williams & Aughtry 191 Peachtree Street, N.E., Forty-Sixth Floor Atlanta, Georgia 30303 Attention: Tiffany Y. Fayle

JOIN OUR TAX FORUM!

Our Tax Forums are generally held four times a year and include breakfast, an informative discussion of tax topics, and a current events update. A written outline of the discussion is always provided. Sign up below and we will regularly e-mail you a notice before each meeting. You may then make a reservation if you plan to attend. It's easy!

ATLANTA AREA TAX FORUM

2 HOURS OF CPE CREDIT RECOMMENDED
1.8 HOURS OF CLE CREDIT RECOMMENDED

The tax forum begins at 7:15 a.m.
The registration fee is \$50

Mr./Ms. _____ Title: CPA Attorney

Firm _____

Address _____

City _____ State _____ Zip _____

Telephone _____ Fax _____

E-Mail Address _____

Date _____

Please duplicate this form if necessary.

Please make checks/money orders payable to, and mail to:

**Chamberlain, Hrdlicka, White,
Williams & Aughtry**
191 Peachtree Street, N.E., Forty-Sixth Floor
Atlanta, Georgia 30303
Attention: **Tiffany Y. Fayle**

Chamberlain, Hrdlicka, White, Williams & Aughtry

ATTORNEYS AT LAW

Our sound business understanding and comprehensive legal experience work for you and your clients. For over 50 years, Chamberlain, Hrdlicka, White, Williams & Aughtry has been producing results for clients in all areas of practice.

AREAS OF PRACTICE INCLUDE:

BANKRUPTCY
COMMERCIAL LITIGATION
CONDEMNATION
CONSTRUCTION LAW
CORPORATE, SECURITIES & FINANCE
EMPLOYEE BENEFITS
ENERGY
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IMMIGRATION
INTELLECTUAL PROPERTY
INTERNATIONAL
LABOR & EMPLOYMENT LAW
REAL ESTATE
TAX LITIGATION & CONTROVERSY
TAX PLANNING

ATLANTA

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SAN ANTONIO

112 East Pecan Street, Suite 1450
San Antonio, Texas 78205
(210) 253-8383



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Atlanta, Georgia 30303

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