

3 4 T H A N N U A L

Tax and Business Planning Seminar

Tuesday, November 12, 2019

Crowne Plaza
Atlanta Perimeter at Ravinia
4355 Ashford Dunwoody Road
Atlanta, GA 30346



Chamberlain Hrdlicka
Attorneys at Law

ATLANTA • HOUSTON • PHILADELPHIA • SAN ANTONIO

3 4 T H A N N U A L

Tax and Business Planning Seminar

CLE/CPE CREDIT

Atlanta CPAs: 6 hours recommended

Atlanta Attorneys: 6 hours requested

There are no prerequisites for this course.

Register online: <https://www.chamberlainlaw.com/news-events-chamberlain-hrdlicka-atlanta-tax-and-business-planning-seminar-2019.html>

ADVANCE REGISTRATION: \$150

Additional \$25 for On-Site Registration: \$175/person

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

11:00 am	On-Site Registration Begins
11:30–12:30 pm	Complimentary Lunch & Presentation
12:45–1:45 pm	Workshop Group I
1:50–2:50 pm	Workshop Group II
2:50–3:15 pm	Break
3:20–4:20 pm	Workshop Group I
4:25–5:25 pm	Workshop Group II
5:30–6:30 pm	Reception

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 in all areas of practice.

AREAS OF PRACTICE INCLUDE:

- Appellate Law
- Commercial Litigation
- Condemnation & Eminent Domain
- Construction Law
- Corporate, Securities & Finance
- Employee Benefits & Executive Compensation
- Energy & Maritime
- ERISA
- Estate Planning & Estate Administration
- Exempt Organizations
- Federal White Collar Criminal Defense
- Immigration
- Insurance Law
- International
- Labor & Employment
- Probate & Fiduciary Litigation
- Qualified Opportunity Zones
- Real Estate
- State and Local Tax Planning & Controversy
- Tax (Federal & International)
- Tax Litigation and Controversy
- Tax Planning

ATLANTA

191 Peachtree Street, NE
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Atlanta, GA 30303
404.659.1410

HOUSTON

1200 Smith Street
Suite 1400
Houston, TX 77002
713.658.1818

PHILADELPHIA

300 Conshohocken State Rd.
Suite 570
West Conshohocken, PA 19428
610.772.2300

SAN ANTONIO

112 East Pecan St.
Suite 1450
San Antonio, TX 78205
210.253.8383

PRESENTERS



DAVID D. AUGHTRY

The Citadel (B.A., English, 1975); University of South Carolina (J.D.; M. Acctcy., 1978); Emory University (LL.M. Taxation, 1982)



CASSANDRA S. BRADFORD

Mercer University (B.A. International Affairs, 2010); Georgia State University College of Law (J.D., 2015); Georgia State University J. Mack Robinson College of Business (M.B.A., 2015)



JOHN W. HACKNEY

University of Virginia (B.S. in Commerce – Finance and Accounting Concentration, 2003); University of Virginia (M.S. in Accounting – Tax concentration, 2004); University of Georgia (J. D., *cum laude*, 2009)



JASEN D. HANSON

University of North Florida (B.A. Economics, 2011); St. Thomas University School of Law (J.D., *magna cum laude*, 2014); University of Florida (LL.M., 2015)



STEPHEN C. HEYMANN

University of Miami (B.A. in Psychology, *cum laude*, 2009); University of Miami School of Law (Juris Doctor, *cum laude*, 2012); University of Miami School of Law (LL.M. in Estate Planning, 2013);



J. SCOT KIRKPATRICK

Emory University (B.A., 1979); Wake Forest University (J.D., 1982); New York University (LL.M., Taxation, 1984)



ADAM M. KOELSCH

University of Massachusetts (B.A., 2002); Brooklyn Law School, (J.D., *cum laude*, 2007)



JENNIFER D. LINDY

University of Miami (B.B.A. minor in Legal Studies, 2001); Nova Southeastern University (M.B.A., 2003); Nova Southeastern University (J.D., 2006); Emory University, International Law (LL.M., 2007); University of Miami, School of Law, Taxation (LL.M., 2008)



JEFFREY S. LUECHTEFELD

Missouri State University (B.S. Finance, 2001); University of Missouri - Columbia School of Law (J.D., 2004); University of Florida - Levin College of Law (LL.M., 2005)



PATRICK J. MCCANN

Wake Forest University (B.A., 2005); University of Virginia School of Law (J.D., 2009); University of Florida Levin College of Law (LL.M. in Taxation, 2012)



HALE E. SHEPPARD

University of Kansas (B.S., *with distinction*, 1993); University of Kansas (J.D., 1997); University of Kansas (MA, *with honors*, 1999); Universidad de Chile (LLM, *with highest distinction*, 1999); University of Florida (LLM.T., 2003)



CHRISTOPHER A. STEELE

Georgia State University (B.B.A, 2002); Mercer University (J.D., 2011); University of Florida (LL.M in Taxation, 2012)



J. THOMPSON TURNER

Vanderbilt University (B.A. in English, 2006); Emory University (J.D., 2010); Loyola Law School (LL.M. in Taxation, 2011)



STEVEN M. WYATT

University of Alabama (B.S. in Accounting, 1992); University of Alabama School of Law (J.D., 1996); New York University School of Law (LL.M. in Taxation, 1997)

AGENDA



WORKSHOPS

Customize your experience by choosing four afternoon workshops. Choose two workshops from Group I and two workshops from Group II and indicate your selections on your registration form.

Group I (Select 2 options)

GROUP IA

International Tax, New IRS Enforcement Efforts, and Key Issues for 2019

With a new Commissioner at the helm, IRS enforcement has reached its highest level in years. The IRS is now focused on expanded foreign asset reporting, a new comprehensive voluntary disclosure program, implementation of FATCA weapons, new foreign-payment withholding procedures, expatriation, unreported foreign gifts and inheritances, and violations related to the repatriation/transition tax. This presentation reviews the latest issues, cases, rulings, and strategies in the international arena.

Presenters: Hale E. Sheppard and Jennifer D. Lindy

GROUP IB

Predicting and Preparing for the Future of the Estate and Gift Taxes – Revisited and Updated

While the Estate and Gift Tax lifetime exemption is at an all-time high, the next six years present a minefield of potential changes to both the exemption and some of the most popular Estate and Gift Tax planning techniques. While it is easy for clients to ignore the application of the Estate and Gift Tax today, it is important that we provide our clients with a complete understanding of the coming changes so that they do not get caught unaware and subject to unnecessary taxes. This presentation will discuss the current state of the Estate and Gift taxes, a comparison of the current proposed changes to the Estate and Gift tax, and a discussion of how best to prepare clients for the possibility of future uncertainty.

Presenters: Christopher A. Steele and Steven M. Wyatt

GROUP IC

What a Year it Was – State and Local Tax Update

2018 was a year with major state and local tax developments both legislatively and judicially. **Legislatively:** during December 2017, Congress enacted and the President signed the Tax Cuts and Jobs Act (“TCJA”). Throughout 2018, state and local governments were required to determine the extent to which the TCJA would affect its tax base and then to decide whether to conform with the TCJA provisions. Some did and others did not. This presentation will explore the impact of TCJA on state and local taxes. **Judicially:** since the 1960s, reinforced during 1992, the US Supreme Court has held that before a state could constitutionally impose an obligation to collect that states sales tax upon a remote seller, the remote seller was required to have an actual physical presence in the taxing state. During June 2018, by a 5-4 decision in *South Dakota v. Wayfair*, the US Supreme Court overruled its prior precedent and held that the actual physical presence standard was no longer constitutionally required before the state could impose a sales tax collection obligation upon a remote seller. Here too, the states were required to respond. This presentation will explore the impact of *Wayfair*.

Presenter: Adam M. Koelsch

Luncheon Presentation

Judicial Highlights – The Devil is in the Details

As the Internal Revenue Code continues to get more complex, the Courts are increasingly focusing on the technical requirements imposed on both the IRS and taxpayers to ensure compliance with those technical requirements. Knowing what the Code requires of your clients is vitally important for ensuring they do not waste time and money because of a technical foot fault. However, you also need to know what the Code requires of the IRS to protect your clients' rights and hold them to the same standard to which they hold your client.

Presenter: David D. Aughtry

Group II (Select 2 options)

GROUP IID

Drilling Down to the Truth: Getting to an Accurate Valuation

From hostile corporate takeovers, through charitable contributions of real estate, to gifts and bequests of closely held family business interests, the Code increasingly turns on fair market value and fair market value invites paint-by-the-number superficial stabs and result-driven second guessing. This speech will guide us all through the fundamental and nuanced challenges in reaching and defending an accurate valuation.

Presenters: David D. Aughtry and Jasen D. Hanson

GROUP IIE

No Good Deed Goes Unpunished: The IRS War on Conservation Easements

Congress and most people thought that preserving green space and relatively natural lands forevermore represented a charitable act that benefits everyone and ought to be encouraged. The IRS attacks direct and partnership conservation contributions with the hypertechnical equivalent of charitable capital punishment. The answer should be accurate value, but what does the future hold?

Presenters: John W. Hackney, Patrick J. McCann, Jeffrey S. Luechtefeld, and Cassandra S. Bradford

GROUP IIF

Everything You Know About Low Carb Diets is Wrong: How a Tax Court Case About Frozen Bagels Revolutionized Family Office Planning

You see it all over. Bagels and other high carbohydrate foods are to be avoided if you want to shed a few pounds. But who cares about your waistline when bagels can provide other significant benefits...such as healthy income tax deductions?

In 2017, our firm won a tremendous taxpayer victory in *Lender Management v. Commissioner*, T.C. Memo 2017-246. The family created a family office structure to manage substantial amounts of family wealth and incurred significant expenses in doing so. A crucial issue in the case was whether such expenses were properly characterized as Section 212 investment management expenses or Section 162 trade or business expenses. The distinction was important then, but even more so now, because Section 212 deductions were subject to various limitations while Section 162 deductions were not. Making the distinction even more crucial today - the Tax Cuts and Jobs Act of 2017 eliminated Section 212 deductions entirely from 2018 through 2026. If expenses are properly categorized as trade or business expenses in the family office context they remain deductible and provide substantial income tax benefits to the family office structure.

This presentation will explore the *Lender* case, and what every client and advisor needs to know for family office planning moving forward. The presentation will discuss how a family office structure can be created or re-structured to avail itself of Section 162 trade or business deductions and *Lender* precedent while avoiding numerous traps for the unwary.

So grab a tall cup of coffee and leave the croissants at the buffet...it's time to talk bagels and deductions.

Presenters: J. Scot Kirkpatrick, Stephen C. Heymann, and J. Thompson Turner

REGISTRATION FORM

34TH ANNUAL TAX AND BUSINESS PLANNING SEMINAR Tuesday, November 12, 2019

Registration may be completed online at https://www.chamberlainlaw.com/news-events-chamberlain_hrdlicka_atlanta_tax_and_business_planning_seminar_2019.html

Alternatively, you may fill out the form below and mail it along with a check/money order payable to: Chamberlain Hrdlicka, Primary Address: Jennifer Tuohy, 1200 Smith Street, Suite 1400, Houston, Texas 77002. Primary Phone Number: 713.356.1613.

REGISTRATION FEES (includes lunch)

Early registration (on or before November 8, 2019): \$150 • On-site registration: \$175

Name _____ Firm _____

Title _____ CPA Attorney CFP

Primary Address _____

City _____ State _____ Zip _____

Primary Telephone _____ Email _____

VISA MC AMEX DISCOVER Card Number _____ CVV _____

Exp. Date _____ Signature _____

WORKSHOPS

You are able to attend four afternoon workshops. Please indicate your selections by:

1. Choose two workshops and a third/alternate workshop from Group I.
2. Choose two workshops and a third/alternate workshop from Group II.
3. Indicate your choices by ranking them (place a "1" next to your first choice; a "2" next to your second choice; and a "3" next to your third/alternate choice).

Group I

- A. International Tax, New IRS Enforcement Efforts, and Key Issues for 2019**
Presenters: Hale E. Sheppard and Jennifer D. Lindy
- B. Predicting and Preparing for the Future of the Estate and Gift Taxes – Revisited and Updated**
Presenters: Christopher A. Steele and Steven M. Wyatt
- C. What a Year it Was – State and Local Tax Update**
Presenter: Adam M. Koelsch

Group II

- D. Drilling Down to the Truth: Getting to an Accurate Valuation**
Presenters: David D. Aughtry and Jasen D. Hanson
- E. No Good Deed Goes Unpunished: The IRS War on Conservation Easements**
Presenters: John W. Hackney, Patrick J. McCann, Jeffrey S. Luechtefeld and Cassandra S. Bradford
- F. Everything You Know About Low Carb Diets is Wrong: How a Tax Court Case About Frozen Bagels Revolutionized Family Office Planning**
Presenters: J. Scot Kirkpatrick, Stephen C. Heymann, and J. Thompson Turner

We will make every effort to schedule you in your top two choices in each group; however, seating is limited and workshops will be filled on a first-come, first-served basis. Your workshop schedule will be provided at the seminar. No telephone reservations can be taken and no written workshop confirmations will be sent.

If you have any questions, please contact Jennifer Tuohy at 713.356.1613 or tax.registration@chamberlainlaw.com.

JOIN OUR TAX FORUMS!

Our Tax Forums 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!

MONTHLY TAX FORUMS

Begin at 7:15 am – 2 hours of CPE Credit Recommended
1.75 hours of CLE Credit Recommended

Yes, please add me to the email distribution list to receive up-to-date Tax Forum information.

Register Online: www.chamberlainlaw.com

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