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66TH ANNUAL

TAXATION CONFERENCE

November 14–15, 2018

AT&T Conference Center ▪ Austin, Texas

Earn up to 14.00 Hours of Credit Including 1.50 Hours of Ethics Credit (Hours Vary By Jurisdiction)

Earn up to 17.00 Hours of CPE Credit (NASBA)

Texas Board of Legal Specialization Credit Approved for Estate Planning and Probate Law, and Tax Law

2018 STANLEY M. JOHANSON

ESTATE PLANNING WORKSHOP

November 16, 2018

AT&T Conference Center ▪ Austin, Texas

Earn up to 6.50 Hours of Credit Including 0.75 Hours of Ethics Credit (Hours Vary By Jurisdiction)

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Texas Board of Legal Specialization Credit Approved for Tax Law and Estate Planning and Probate Law

66TH ANNUAL
TAXATION CONFERENCE

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TBLS Credit Approved for Estate Planning and Probate Law, and Tax Law

WEDNESDAY MORNING, NOV. 14, 2018

Presiding Officer:
Robert D. Probasco, Texas A&M University School of Law, Fort Worth, TX

7:30 a.m. Registration Opens
Includes continental breakfast.

8:20 a.m. Welcoming Remarks

8:30 a.m. 2.00 hrs

Recent Developments in Federal Income Taxation
Review significant court decisions, rulings, and statutory and regulatory developments of the past year.

Bruce A. McGovern, South Texas College of Law Houston, Houston, TX

10:30 a.m. Break

10:45 a.m. 1.00 hr

Texas State and Local Tax: New Developments
Learn about important new developments in the Texas franchise tax and sales tax laws that affect your tax compliance and tax planning practices. Examine recent court cases and policies affecting the franchise tax COGS calculation, as well as the *South Dakota v. Wayfair* decision and how it affects businesses that sell across state lines.

James F. Martens, Martens, Todd, Leonard & Ahlrich, Austin, TX

11:45 a.m. Pick Up Lunch
Included in registration.

WEDNESDAY AFTERNOON

Presiding Officer:
Maxine Aaronson, Attorney at Law, Dallas, TX

LUNCHEON PRESENTATION

12:05 p.m. 1.00 hr

Perspective on the Tax Legislative Process
Get a behind the scenes look at the Tax Cuts and Jobs Act, focusing on how specific provisions were enacted and the intent behind the provisions.

Christopher Hanna, Southern Methodist University Dedman School of Law, Dallas, TX

1:05 p.m. Break

1:20 p.m. 1.00 hr

Taxation of Bitcoin, its Progeny and Derivatives: Coin Ex Machina
Bitcoin and other cryptocurrencies, along with Initial Coin Offerings and tokens has continued to grow after becoming the focus of many last year. Review a basic explanation of blockchain and what a cryptocurrency is, and get an overview of federal income tax guidance and important tax questions that remain.

Stevie D. Conlon, Wolters Kluwer, Chicago, IL

2:20 p.m. 1.00 hr

Understanding the Benefits of the New Section 199A Deduction
Cut through the byzantine complexity of Section 199A to understand the Section's benefits and who gets it, and explore the guardrails that limit the category of owners and the types of income that qualify for the benefit and what we know regarding Treasury guidance.

William Paul Bowers, Norton Rose Fulbright, Dallas, TX

3:20 p.m. Break

3:30 p.m. 1.00 hr

Rock, Paper, Scissors? Choice of Entity After Tax Reform
The Tax Cuts and Jobs Act of 2017 changed the tax treatment of business entities, including a reduction in the corporate rate and a new deduction for partners, and brought new considerations into play when choosing the form of doing business for your clients. Hear about the factors that may influence your selection now, when and why pass-through entities may still be the right choice, and how and when multi-entity structures may be useful.

Barbara Spudis de Marigny, Orrick, Herrington & Sutcliffe LLP, Houston, TX

4:30 p.m. Adjourn

E-CONFERENCE AVAILABLE

Can't attend in person this year? While nothing can replace the experience and networking opportunities of the live event, you can still catch up on all the latest developments with the video eConference, available 6-8 weeks following the conference. Pre-order yours today!

THURSDAY MORNING, NOV. 15, 2018

Presiding Officer:
Catherine C. Scheid, Attorney at Law, Houston, TX

7:30 a.m. Conference Room Opens
Includes continental breakfast.

8:30 a.m. 1.00 hr | .50 hr ethics

Partnership Audit Update
Explore the latest developments and current status of the new partnership audit rules, as well as tips, traps and trends in drafting partnership and LLC agreement provisions addressing these rules, and learn how to successfully navigate issues in drafting such provisions, including how to determine who the client is and how to address potential conflicts of interest among partners.

Brandon Bloom, Thompson & Knight LLP, Dallas, TX
Mary A. McNulty, Thompson & Knight LLP, Dallas, TX

9:30 a.m. 1.00 hr

Structuring Business Transactions After the Tax Cuts and Jobs Act
Examine the impact of the Tax Cuts and Jobs Act on mergers and acquisitions, including the effect of new tax rates, expanded bonus depreciation, and new limitations on interest deductions.

Michael P. Bresson, Baker Botts L.L.P., Houston, TX

10:30 a.m. Break

10:45 a.m. 1.00 hr

International Changes
The international tax arena was significantly changed in 2017 with the Tax Cuts and Jobs Act, including an expansion of its reach into purely domestic transactions. Discuss these changes, and identify the key issues they raise for practitioners.

Bret Wells, University of Houston Law Center, Houston, TX

11:45 a.m. Break

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Did you know that the quality presentations and papers attendees receive at our conferences are available for self-study as part of our eLibrary? Purchase individual pieces a la cart or subscribe annually for just $295. See the Registration Form or email service@utcle.org for more details.

THURSDAY AFTERNOON

Presiding Officer:
Patrick L. O'Daniel, Norton Rose Fulbright, Austin, TX

LUNCHEON PRESENTATION

12:05 p.m. 1.00 hr ethics

Ethics Jeopardy

Enjoy an hour of interactive study of numerous ethics decisions and opinions, illustrated with fact situations, and challenging the audience to make the right ethical choice.

Claude E. Ducloux, Attorney at Law, Austin, TX

1:05 p.m. **Break**

1:20 p.m. 1.00 hr

The Gig Economy

Explore the effects of the sharing economy on the traditional employment model as companies use technology to connect providers and end-users in novel ways and individual providers increasingly view themselves as entrepreneurs with their own business aspirations. Specific topics include the scope of the limitations of the employee/contractor classification system, the use of arbitration agreements as a response to judicial second-guessing, the scope of an employee's fiduciary duty, the ownership of employee inventions, and some of the potential consequences associated with replacing the traditional employment model with individually-defined, market-driven, peer-to-peer business relationships.

Jason Boulette, Boulette Golden & Marin L.L.P., Austin, TX

2:20 p.m. 1.00 hr

Exempt Organizations Update

Learn how tax reform and other current developments have directly impacted tax-exempt organizations.

Jonathan S. Blum, Polsinelli PC, Dallas, TX

3:20 p.m. **Break**

3:30 p.m. 1.00 hr

Putting It On and Taking It Off: Managing Tax Basis Today (For Tomorrow)

"Tax Reform" has arrived, and the importance of the management and creation of tax basis – and the opportunities surrounding it – have never been greater. Examine the innovative tax basis management techniques that strip, shift, create, concentrate, and maximize basis where it can be of most benefit to taxpayers, including: (1) upstream planning and powers of appointment to create basis; (2) maximizing and multiplying the "step-up" in basis; (3) the upside of leverage; (4) partnership planning to move basis to where you want it; (5) novel uses of grantor trusts and disregarded entities in basis management; (6) how to "base-up" foreign assets for U.S. taxpayers; and (7) planning that benefits charity while capturing new basis for the family.

Paul S. Lee, Northern Trust, New York, NY

4:30 p.m. **Adjourn**

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Houston, TX

*Planning Committee member

CONFERENCE ACCREDITATION

CLE CREDIT

This course has been approved for Minimum Continuing Legal Education credit by the State Bar of Texas Committee on MCLE in the amount of 14.00 hours, of which 1.50 credit hours will apply to legal ethics/professional responsibility credit.

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Earn up to 17.00 credits in Taxes Delivery Method: Group-Live Program Level: Overview Advance Preparation: None

CFP CREDIT

Certified Financial Planner credit approval expected.

2018 STANLEY M. JOHANSON

ESTATE PLANNING WORKSHOP

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TBLS Credit Approved for Estate Planning and Probate Law, and Tax Law

FRIDAY MORNING, NOV. 16, 2018

Presiding Officer:
Stanley M. Johanson, The University of Texas School of Law, Austin, TX

7:30 a.m. **Registration Opens**
Including continental breakfast.

8:20 a.m. **Welcoming Remarks**

8:30 a.m. 1.25 hrs

Recent Developments Affecting Estate Planning

Hear Professor Johanson's popular and always-informative review of the latest cases, regulations, rulings and other "hot" estate planning topics!

Stanley M. Johanson, The University of Texas School of Law, Austin, TX

9:45 a.m. **Break**

10:00 a.m. 1.00 hr

Fathers, Mothers, Sisters, Brothers and Others: Shower the People You Love With "Tangential" Planning

"Tangential relationships" for which an estate and trust attorney may have to develop a plan often include committed couples and new spouses of the same gender. But property issues or claims may arise out of tangential relationships as diverse as children born as the result of nontraditional reproductive technology to employer-employee matters. Explore how to negate some relationships, establish others, and provide for those that exist in law or in fact.

Rhonda H. Brink, Brink Bennett Flaherty Golden, Austin, TX

11:00 a.m. 1.00 hr

Financial Abuse of Elders and Other At-Risk Adults: The Crime of the Twenty-First Century

Address the scope of Elder Financial Abuse (EFA), how to recognize and minimize the risk of EFA, and actions to take when EFA has been perpetrated and discovered.

Kristen M. Lewis, Smith, Gambrell & Russell, LLP, Atlanta, GA

12:00 p.m. **Pick Up Lunch**
Included in registration.

FRIDAY AFTERNOON

Presiding Officer:
Stanley M. Johanson, The University of Texas School of Law, Austin, TX

LUNCHEON PRESENTATION

12:20 p.m. .75 hr ethics

Of Mice and Metadata: Ethics, Client Confidentiality, and the Duty of Competence in the Digital Age

Focus on the electronic communication of confidential client information, including analyses of recent ethics opinions, and hear suggested "best practices."

Bernard E. ("Barney") Jones, Attorney at Law, Houston, TX

1:05 p.m. **Break**

1:20 p.m. 1.00 hr

Ten Tools Every Estate Planner Should Know How to Use

Exemptions, rates, and brackets may rise and fall, and estate planners' focus may shift from transfer taxes to income taxes and back. But no matter how laws change, certain tools should be in every estate planner's toolbox. Learn techniques that every estate planner needs to understand, including a discussion on when and how to use them, what to watch out for, and how to explain then in a way your clients will understand.

Mickey R. Davis, Davis & Willms, PLLC, Houston, TX

2:20 p.m. **Break**

2:30 p.m. 1.50 hrs

Estate Planning Workshop

Address practical concerns commonly faced by practitioners in the estate planning area, including hot-button issues stemming from recent cases, rulings, and regulations (final and proposed). Gain insight on current "hot" estate planning techniques.

Moderator:
Stanley M. Johanson, The University of Texas School of Law, Austin, TX

Panelists:
Stephen R. Akers, Bessemer Trust, Dallas, TX
Rhonda H. Brink, Brink Bennett Flaherty Golden, Austin, TX
Mickey R. Davis, Davis & Willms, PLLC, Houston, TX
Bernard E. ("Barney") Jones, Attorney at Law, Houston, TX
Kristen M. Lewis, Smith, Gambrell & Russell, LLP, Atlanta, GA

4:00 p.m. **Adjourn**

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WORKSHOP ACCREDITATION

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CPE CREDIT

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Earn up to 7.50 credits in Taxes Delivery Method: Group-Live Program Level: Overview Advance Preparation: None

CFP CREDIT

Certified Financial Planner credit approval expected.

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REGISTRATION

TAXATION CONFERENCE—TX18

Includes Electronic Course Materials and Wednesday and Thursday Luncheon Presentations

Select Registration Type

❑ Individual registration by November 7. . . . . $575
❑ Individual registration after November 7 . . . . . $625

Printed course binder available for an additional fee through November 7

Conference registration includes Electronic Course Binder Download (PDF) in "Your Briefcase" at utcle.org

❑ Printed Course Binder $37.89
Price includes 8.25% Sales Tax

❑ Printed Course Binder for tax exempt registrants. $35
(e.g., government employees and nonprofits)

Taxation Conference Registration Total. . . . . $________

ESTATE PLANNING WORKSHOP—ES18

Includes Electronic Course Materials and Friday Luncheon Presentation

Select Registration Type

❑ Individual registration by November 7. . . . . $375
❑ Individual registration after November 7 . . . . . $425

Printed course binder available for an additional fee through November 7

Conference registration includes Electronic Course Binder Download (PDF) in "Your Briefcase" at utcle.org

❑ Printed Course Binder $37.89
Price includes 8.25% Sales Tax

❑ Printed Course Binder for tax exempt registrants. $35
(e.g., government employees and nonprofits)

Estate Planning Workshop Registration Total . . . . . $________

REGISTRATION SUBTOTAL **$________**

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Call 512.475.6876 to register additional participants

ECONFERENCE SUBTOTAL **$________**

Course Binder†—For Research and Self-Study

Comprehensive binder with papers and slides from the live event. Available for delivery 4–6 weeks after conference date. Shipping included.

TAXATION CONFERENCE—TX18

❑ eBinder Download (PDF). $225
❑ Printed Binder $275

Taxation Conference Complete Conference Materials† Total . . . . . $________

†Texas customers add 8.25% sales tax, or include exemption certificate. . . . . $________
Sales tax will be invoiced separately on taxable materials orders for which payment does not include tax.

ESTATE PLANNING WORKSHOP—ES18

❑ eBinder Download (PDF). $125
❑ Printed Binder $175

Estate Planning Workshop Complete Conference Materials† Total . . . . . $________

†Texas customers add 8.25% sales tax, or include exemption certificate. . . . . $________
Sales tax will be invoiced separately on taxable materials orders for which payment does not include tax.

COMPLETE MATERIALS SUBTOTAL **$________**

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66TH ANNUAL TAXATION CONFERENCE

2018 STANLEY M. JOHANSON ESTATE PLANNING WORKSHOP

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TX18/ES18

AUSTIN

November 14–15, 16 2018

PROGRAM LOCATION

AT&T Conference Center
1900 University Ave
Austin, TX
877.744.8822

Special Room Rate: $189
good through October 16, 2018
reference "Taxation and Estate Planning Conference" (subject to availability)

Parking:
Free daily self-parking at UT garages. Separate fees apply for valet and overnight parking.

KEY DATES

November 7, 2018
Last day for early registration
add $50 for registrations received after this time

November 9, 2018
Last day for cancellation (full refund)

November 12, 2018
Last day for cancellation (partial refund)
$50 processing fee applied

November 14, 2018, 8:20 a.m.
Conference begins

November 16, 2018, 8:20 a.m.
Workshop begins

THANK YOU TO OUR SPONSOR

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REASONS TO ATTEND

UT Law CLE's **2018 Taxation Conference** and **Estate Planning Workshop** offer practitioners the expertise and in-depth analysis essential to understanding where the tax law is and where it is going.

This year's Tax Conference features opportunities to:

- Analyze the full impact of the recent Tax Cuts and Jobs Act, from its effects choice of entity to the new Section 199A.
- Examine new developments in state and local taxes, including the impact of Wayfair on interstate business.
- Explore how tax law is evolving alongside trends like cryptocurrency and the gig economy.
- Earn a full 15.0/3.0 MCLE hours with on-demand programming provided after the conference.

This year's Stanley M. Johanson Estate Planning Workshop gives attendees the chance to:

- Examine *Recent Developments Affecting Estate Planning* with Professor Johanson.
- Review *Ten Tools Every Estate Planner Should Know* and discuss when and how to use them.
- Explore "tangential relationships" and elder financial abuse, and learn what they can mean for the practice.