

56TH ANNUAL
TAXATION CONFERENCE

November 5-6, 2008

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STANLEY M. JOHANSON'S
ESTATE PLANNING WORKSHOP

November 7, 2008

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InterContinental Stephen F. Austin • Austin, Texas

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WEDNESDAY MORNING NOVEMBER 5, 2008

Presiding Officer:
Michael L. Cook, Winstead PC, Austin, TX

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

8:30 a.m. 1.50 hrs

Recent Federal Income Tax Developments
Discussion of the significant court decisions, rulings, and statutory and regulatory developments over the past twelve months.

Ira B. Shepard, Houston, TX
Daniel L. Simmons, Davis, CA

10:00 a.m. Break

10:15 a.m. .75 hr

Recent Federal Income Tax Developments (continued)

11:00 a.m. 1.00 hr

Disguised Sales of Property to Partnerships and Disguised Sales of Partnership Interests
Discussion of disguised sale issues and planning opportunities under sections 704, 707, and 737.

Terence F. Cuff, Los Angeles, CA

WEDNESDAY AFTERNOON

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

LUNCHEON PRESENTATION

12:00 p.m. Pick up Box Lunch
Included in conference registration fee.

12:15 p.m. .75 hr

Chair, ABA Section of Taxation—Benefits and Burdens
Successes of the ABA Section of Taxation during the past year and matters still to be resolved.

Stanley L. Blend, San Antonio, TX

1:00 p.m. Break

1:15 p.m. 1.00 hr

Current Topics in Corporate Taxation
The last half year's corporate tax guidance on reorganizations, section 338 elections, foreign acquisitions, as well as court cases on corporate tax shelters.

Jasper L. Cummings Jr., Raleigh, NC

2:15 p.m. Break

2:30 p.m. 1.00 hr ethics

Conflicts Check: Who's Your Client? What's the Scope? Should You Take the Work?
This panel will explore conflicts issues that tax practitioners face from prior and contemporaneous work; representing husband and wife in audit and estate planning matters; formation and representation of business entities; representing exempt organizations and insiders; and defending business organizations and their officers/employees in criminal tax matters.

Moderator: Larry A. Campagna, Houston, TX
Bradley T. Borden, Topeka, KS
Katherine E. David, San Antonio, TX
Natalie Fay Green, Washington, DC
Charles J. Muller III, San Antonio, TX

3:30 p.m. 1.50 hrs

Texas Margin Tax Update
Key issues and lessons learned from this first year of the Texas Margin Tax.

Ann E. Bradshaw, Houston, TX
Cindy M. Ohlenforst, Dallas, TX
Jerry H. Oxford, Austin, TX

5:00 p.m. Adjourn

THURSDAY MORNING NOVEMBER 6, 2008

Presiding Officer:
R. Joe Hull, Bracewell & Giuliani, LLP, Austin, TX

8:00 a.m. Conference Room Opens
Includes continental breakfast.

8:30 a.m. 2.00 hrs ethics

New Rules for Tax Advisers and Tax Return Preparers
An expert panel will discuss recent changes to the tax return preparer penalties and Circular 230 that affect practitioners who give tax advice as well as tax return preparers. The panel will explain who is subject to the new penalties, what conduct can trigger a penalty, what constitutes a reasonable belief that a position will more likely than not be sustained on the merits, what happens to practitioners who are accused of willful or reckless conduct, and how the penalties are calculated. The panel will use hypothetical situations to demonstrate how the new penalties can apply in every-day practice.

Moderator: Charles J. Muller III, San Antonio, TX
Thomas J. Kane, Washington, DC
Bryan C. Skarlatos, New York, NY
Pete Wilson, Washington, DC

10:30 a.m. Break

10:45 a.m. 1.00 hr

Update on Workouts and Debt Cancellation Issues
Selected topics of continuing controversy in the workout world and current developments.

Michael L. Cook, Austin, TX
Thomas R. Helfand, Dallas, TX

THURSDAY AFTERNOON

Presiding Officer:
R. Gordon Appleman, Thompson & Knight LLP, Fort Worth, TX

LUNCHEON PRESENTATION

11:45 a.m. Pick up Box Lunch
Included in conference registration fee.

Luncheon Speaker Introduction:
Robert J. Peroni, The University of Texas School of Law, Austin, TX

12:00 p.m. .75 hr

Sunset Tax Provisions and Fundamental Tax Reform
With the impending sunset of important tax

ESTATE PLANNING WORKSHOP

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Additional Registration Required

provisions and the pressing need for fundamental tax reform, what tax legislation can we expect from the new administration during the next few years?

George K. Yin, Charlottesville, VA

12:45 p.m. Break

1:00 p.m. 1.00 hr

Governance of Tax Exempt Organizations

Intermediate sanctions and other recent hot issues in representing exempt organizations.

Johnny Rex Buckles, Houston, TX

2:00 p.m. 1.00 hr ethics

FIN 48 and Related Privilege Issues

The tug-of-war among CFOs, tax officers, auditors and counsel; privilege issues related to compliance with FIN 48; and recent court cases.

Jasper G. (Jack) Taylor III, Houston, TX

3:00 p.m. Break

3:15 p.m. 1.00 hr

Full Compliance with Section 409A

Payments structured over several years, employment agreements, equity awards, incentive arrangements, and other deferred payments can all be covered by Code section 409A. Code section 409A reaches many arrangements and will impose penalties on the party receiving the payments if there is not full compliance with the rules by the end of 2008. This session will provide an overview of Code section 409A, what exemptions exist and how to comply with the final rules.

Greta E. Cowart, Dallas, TX

4:15 p.m. 1.00 hr

Compensation Issues for Pass-Through Entities

A discussion of the self-employment or employment taxation of members and partners in LLCs and general and limited partnerships taxed as partnerships and shareholders in S corporations and the consequences of using equity in these entities as compensation.

Robert R. Keatinge, Denver, CO

5:15 p.m. Adjourn to Reception

*Sponsored by The University of Texas
Office of Gift Planning*

*Welcome by Stanley Johanson
and the Gift Planning Team*

*Location: Second floor atrium of the
InterContinental Stephen F. Austin Hotel*

6:30 p.m. Reception Adjourn

FRIDAY MORNING NOVEMBER 7, 2008

Presiding Officer:

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

8:30 a.m. 1.25 hrs

Recent Developments Affecting Estate Planning

Recent cases, regulatory developments and rulings relating to valuation issues, family limited partnerships, qualified plans and IRAs, marital deduction planning, gifts, disclaimers, and other estate planning topics.

Stanley M. Johanson, Austin, TX

9:45 a.m. Break

10:00 a.m. 1.00 hr

Recurring Issues with the Generation-Skipping Transfer Tax

Recurring issues under the GST: the automatic exemption allocation rules—when and how to un-allocate; how to get relief from missed allocations, including relief under proposed regulations; planning in light of final regulations on qualified and unqualified severances.

Darin N. Digby, San Antonio, TX

11:00 a.m. 1.00 hr

Pre- and Post-Mortem Income Tax Planning and Compliance Issues

Immediate pre-mortem income tax planning; the decedent's back income tax returns; unique final 1040 issues; income tax planning for the surviving spouse; basis adjustments at death.

Theodore B. Atlass, Denver, CO

FRIDAY AFTERNOON

LUNCHEON PRESENTATION

12:00 p.m. Pick up Box Lunch
Included in conference registration fee.

12:15 p.m. 1.00 hr

Washington After the Election: Now Is the Future Clear?

Ronald D. Aucutt, McLean, VA

1:15 p.m. Break

1:30 p.m. 1.00 hr

Strategic Use of Qualified Plan and IRA Assets

Strategies for effective use of retirement plan assets, Roth conversions, funding credit shelter trusts with IRA assets, asset location and sheltering issues, Roth 401(k)s, and future tax change impact on tax-deferred accounts.

Thomas Pauloski, Chicago, IL

2:30 p.m. Break

2:45 p.m. 1.75 hrs including .75 hr ethics

Estate Planning Workshop

The Workshop will cover practical issues relating to ethical issues commonly faced by practitioners in the estate planning area; hot-button issues stemming from recent cases and regulations (final and proposed); the panelists' views on current "hot" estate planning techniques.

Moderator: Stanley M. Johanson, Austin, TX
Theodore B. Atlass, Denver, CO
Ronald D. Aucutt, McLean, VA
Darin N. Digby, San Antonio, TX
Thomas Pauloski, Chicago, IL

4:30 p.m. Adjourn

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Course Binder

The Taxation Conference generates a definitive resource guide for tax and estate planning professionals. Practical, up-to-the-minute materials available in one binder.

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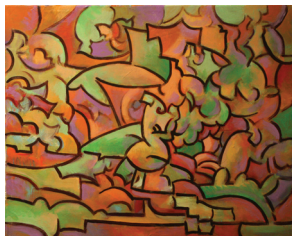
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Get the entire conference binder on CD, in electronic PDF format. Only \$50 if added to a registration or purchase of Course Binder or Audio CD Set. \$225 purchased alone.

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For Group Registration or Special IRS rate please contact UTCLE at 512-475-6700.

TWO-DAY TAXATION CONFERENCE

- Early Registration Fee due by Wednesday, Oct. 29, 2008 \$400.00
 Registration Fee after Wednesday, Oct. 29, 2008 \$450.00

ONE-DAY ESTATE PLANNING WORKSHOP

- Early Registration Fee due by Wednesday, Oct. 29, 2008 \$225.00
 Registration Fee after Wednesday, Oct. 29, 2008 \$275.00

Save \$25 when you register for both Taxation and Estate Planning (3 days) - \$25.00

CONFERENCE PUBLICATIONS AND MEDIA

Allow 2-4 weeks from the conference date for delivery.

COURSE BINDER—*Note: Conference registration includes Course Binder.*

- Taxation Conference (2 days) \$225.00
 Estate Planning Workshop Only \$150.00

AUDIO CD SET

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- Taxation Conference In-House CLE for 2—*Includes 2 Course Binders, Audio CD Set* \$750.00
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AUSTIN

November 5-7, 2008
CONFERENCE LOCATION



InterContinental Stephen F. Austin

701 Congress Avenue
Austin, TX 78701
512-457-8800

SPECIAL ROOM RATE \$199

good through October 14, 2008
(subject to availability)

Parking: \$21 Valet overnight; \$12 Valet day; additional self-parking nearby (subject to change)

KEY DATES

Registration & Cancellation

October 29, 2008—5 p.m.

last day for early registration

add \$50 for registrations received after this time

October 31, 2008—5 p.m.

last day for full refund

November 3, 2008—5 p.m.

last day for partial refunds

\$50 processing fee applied

November 5, 2008—8:30 a.m.

Taxation Conference begins

November 7, 2008—8:30 a.m.

Estate Planning Workshop begins

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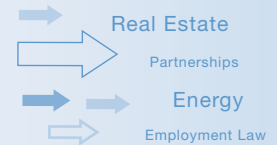
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M
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This course has been approved for MCLE credit by the State Bar of Texas Committee on MCLE in the amount of 22.25 hours, of which 4.75 credit hours will apply to legal ethics/professional responsibility. The UT School of Law is a State Bar of CA approved MCLE provider (#1944).

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