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December 2–3, 2020

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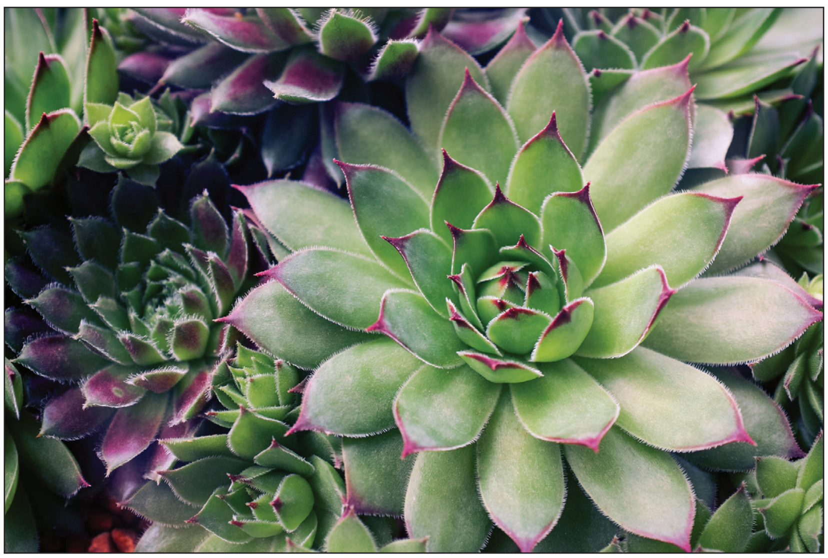

2020 STANLEY M. JOHANSON

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Times listed are Central Standard

WEDNESDAY MORNING, DEC. 2, 2020

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

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.

Stanley L. Blend, Clark Hill, PLC, San Antonio, TX

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

10:30 a.m. 5-Minute Break

10:35 a.m. 1.00 hr

Texas Franchise and Sales Taxes: Recent Developments

Viruses or not, the Texas Comptroller has been busy writing controversial franchise and sales tax rules while Texas courts are issuing decisions on a variety of franchise tax and sales tax issues. In fact, the Texas Supreme Court issued three cases on one day this April addressing the different cost of goods sold issues for the franchise tax. Learn about these new developments and how they may affect your practices and your clients.

Jimmy Martens, Martens, Todd, Leonard & Ahlrich, Austin, TX

11:35 a.m. Break for Lunch

Presentations resume at 12:00 p.m.

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WEDNESDAY AFTERNOON

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

LUNCHEON PRESENTATION

12:00 p.m. .75 hr

Update from the IRS Office of Chief Counsel

The past 12 months have presented unprecedented challenges for the Office of Chief Counsel and the IRS in general. Substantial progress was being made toward completion of all major guidance projects implementing the Tax Cuts and Jobs Act when the COVID-19 pandemic hit and the IRS was enlisted to assist in delivering significant aspects of the economic relief enacted by Congress. The Chief Counsel provides an update on the progress that has been made on both of these fronts.

Michael J. Desmond, Internal Revenue Service, Washington, DC

12:45 p.m. 5-Minute Break

12:50 p.m. 1.00 hr

Multistate Tax Update: Accidental Nexus, COVID-19, Texas Economic Nexus, Internet Sales, and Digital Goods

The expansion of remote workers during the public health crisis has created significant multistate tax issues for businesses with employees or other representatives who are remotely working from out-of-state either because they live in a different state from where they work, they got "stuck" traveling out-of-state, or some other reason. Some state taxing authorities have offered "temporary" nexus exceptions, but others are reviewing matters on a case-by-case basis, creating additional uncertainty. An uptick in internet sales and sales of digital goods combined the expansion of economic nexus standards has caused many states to take another look at the tax implications of those transactions. Learn about these multistate updates and Texas-specific updates related to economic nexus standards and local tax sourcing of Internet sales and digital goods.

Christina A. Mondrik, Mondrik & Associates, Austin, TX

1:50 p.m. 5-Minute Break

1:55 p.m. 1.00 hr

Stranded: Tax Consequences for Nonresidents and Corporations from the Global Pandemic

COVID travel restrictions have created numerous concerns for cross border employees and their employers including residency status of individuals, residence and tax jurisdiction of the employer entities, permanent establishment and sourcing issues.

Andrius R. Kontrimas, Norton Rose Fulbright US LLP, Houston, TX

2:55 p.m. 5-Minute Break

3:00 p.m. 1.00 hr

New Carried Interest Regulations

After a long wait, the IRS has finally published the Section 1061 Carried Interest Regulations implementing the 2018 three-year holding period required for long-term capital gain treatment. This will be of interests to funds and promoted joint ventures. Learn the big picture rules and the details that matter for you.

Steven Schneider, Baker & McKenzie LLP, Washington, DC

4:00 p.m. Adjourn

THURSDAY MORNING, DEC. 3, 2020

Presiding Officer:
Dennis B. Drapkin, Southern Methodist University Dedman School of Law, Dallas, TX

8:30 a.m. 1.00 hr

Hot Topics in Partnerships and Like Kind Exchanges

Explore new proposed regulations defining "real property" for like-kind exchanges and recent developments in partnership taxation, with an emphasis on using these rules in practical ways.

Richard M. Lipton, Baker McKenzie LLP, Dallas, TX

9:30 a.m. 5-Minute Break

9:35 a.m. 1.00 hr

CARES Act PPP SBA Loans: Tax Issues and Strategies

Examine the pitfalls encountered with PPP loans, strategies for clients to consider with PPP loans, and the taxation issues that emerge from those strategies.

Moderators:
T. Charles Parr III, Parr & Associates, San Antonio, TX
Joshua A. Sutin, Chamberlain Hrdlicka, San Antonio, TX

Panelists:
Jeff Albrecht, Sol Schwartz & Associates, P.C., San Antonio, TX
John P. Dennis III, WoodRock & Co., Houston, TX
Amy C. Moss, Chamberlain, Hrdlicka, White, Williams & Aughtry, P.C., Houston, TX

10:35 a.m. 5-Minute Break

10:40 a.m. 1.00 hr ethics

Penalty Protection

The IRS has long taken the position that taxpayers rely on IRS publications and instructions to forms at their peril, and courts have agreed. That position also applies to most FAQs, some of which even include disclaimers to that effect. Explore the current state of the law on the extent to which IRS written statements describing or interpreting the law can be used to defeat the assertion of penalties.

Professor Alice G. Abreu, Temple University Beasley School of Law, Philadelphia, PA

11:40 a.m. Break for Lunch

Presentations resumes at 12:05 p.m.

THURSDAY AFTERNOON

Presiding Officer:
Michael L. Cook, Cook Brooks Johnson PLLC, Austin, TX

LUNCHEON PRESENTATION

12:05 p.m. 1.00 hr ethics

Ethical Issues When Working Remotely (or did Alexa just waive privilege?)

Numerous ethical issues are raised when attorneys, clients, and even courts are working remotely. Examine how you can continue to practice effectively in this challenging environment.

Abbey B. Garber, Thompson & Knight LLP, Dallas, TX
Michelle Kwon, The University of Tennessee, Knoxville, TN

1:05 p.m. 5-Minute Break

1:10 p.m. 1.50 hrs

Workout Tax Issues

Explore the tax aspects of debt modifications and workouts, inside and outside of bankruptcy, for partnership and corporate debtors, their owners, and their creditors. Examine debt modifications, COD income and exceptions, repurchases of debt by parties related to the debt's issuer, Tufts gain, OID, reorganizations, Section 382 limitations, and bankruptcy-related provisions.

Michael P. Bresson, Baker Botts L.L.P., Houston, TX
Thomas L. Evans, Kirkland & Ellis LLP, Chicago, IL

2:40 p.m. 5-Minute Break

2:45 p.m. 1.00 hr | .50 hr ethics

IRS Emphasis on Tax Fraud Enforcement

The IRS has been taking steps to increase its focus on civil and criminal tax enforcement. Tax practitioners need to understand how the new IRS fraud initiatives can impact them and their clients.

Joel N. Crouch, Meadows, Collier, Reed, Cousins, Crouch & Ungerman, L.L.P., Dallas, TX

3:45 p.m. 5-Minute Break

3:50 p.m. 1.00 hr

Estate Planning for Retirement Plans after SECURE Act

SECURE Act changes the way we will plan for retirement plans and IRAs. Learn how the new rules work and how to plan with them, through case studies and sample forms.

Steve Trytten, Henderson Caverly Pum & Trytten LLP, Pasadena, CA

4:50 p.m. Adjourn

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FRIDAY MORNING, DEC. 4, 2020

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

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. 5-Minute Break

9:50 a.m. .75 hr

Estate and Tax Planning for the 2020 Election: What Estate Planners Should Advise their Clients

Review ideas that estate planners should consider as they advise clients on how to respond to the 2020 elections! Consider best uses for expiring gift exclusions and GST exemptions, while providing clients with control in an uncertain environment through the use of trusts. Evaluate the use of powers of appointments to provide basis step-up, planning flexibility, and more.

Marty Shenkman, Shenkman Law, Fort Lee, NJ

10:35 a.m. 5-Minute Break

10:40 a.m. .75 hr

The SECURE Act: What Estate Planners Need to Know

The SECURE Act is the biggest estate planning change impacting retirement plans in two decades. Learn how the Act changes the way we plan for clients who have significant retirement plan assets, including changes to how we use trusts as retirement plan beneficiaries, and special planning that might need to be done for clients who want to name disabled, chronically ill, minor children, or close-in-age beneficiaries for their retirement assets.

Stephen R. Akers, Bessemer Trust, Dallas, TX
Melissa J. Willms, Davis & Willms, PLLC, Houston, TX

11:25 a.m. 5-Minute Break

11:30 a.m. .75 hr

Charitable Planning Ideas Your Clients Can Use

Understand common charitable estate planning tools and learn to explain them in ways your clients will understand. Explore using donor-advised funds vs. private foundations, designing split-interest trusts to fit your clients' needs, and using charitable trusts to mimic stretch IRA's after the SECURE Act.

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

12:15 p.m. Break for Lunch

Presentations resumes at 12:40 p.m.

FRIDAY AFTERNOON

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

LUNCHEON PRESENTATION

12:40 p.m. .75 hr

Planning for Beneficiaries with Disabilities

Supplemental Needs Trusts have been a recognized estate planning tool for more than a quarter-century, yet for many practitioners, they are still mysterious. Learn the vocabulary and reasoning behind Supplemental Needs Trusts, when they are best used, and essential strategies to keep in mind when creating and administering these important trusts.

Elisa Dillard Rainey, Rainey & Rainey, Attorneys at Law LP, Waco, TX

1:25 p.m. 5-Minute Break

1:30 p.m. .75 hr

From Here to Eternity: Designing Trusts for the Long Haul

Trusts are typically designed to last for decades and often generations. They need to be clear and comprehensive enough to be understood and administered by many parties over the years, and flexible enough to adapt to changing economics, personal circumstances, and tax and trust laws. Learn key terms and features of trusts that will meet the test of time.

David A. Handler, Kirkland & Ellis LLP, Chicago, IL

2:15 p.m. 5-Minute Break

2:20 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 the recent elections, as well as recent cases, rulings, and regulations. Gain insight into how current "hot" estate planning techniques are being used in the trenches.

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

Panelists:
Stephen R. Akers, Bessemer Trust, Dallas, TX
Mickey R. Davis, Davis & Willms, PLLC, Houston, TX
David A. Handler, Kirkland & Ellis LLP, Chicago, IL
Elisa Dillard Rainey, Rainey & Rainey, Attorneys at Law LP, Waco, TX
Marty Shenkman, Shenkman Law, Fort Lee, NJ
Melissa J. Willms, Davis & Willms, PLLC, Houston, TX

3:50 p.m. Adjourn

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❑ Estate Planning Workshop eConference $275

Estate Planning Workshop Post-Course Binder – For Research and Self-Study

Comprehensive binder with papers and slides, available for delivery 4–6 weeks after live event.

❑ Electronic Post-Course Download (PDF) $156.96 ($145*)

❑ Printed Post-Course Binder. $211.09 ($195*)

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December 2–3 & 4, 2020

KEY DATES

November 26, 2020
Last day for full refund cancellation

November 30, 2020
Last day for partial refund cancellation
$50 processing fee applied

December 2, 2020, 8:20 a.m., CST
Taxation Conference begins

December 4, 2020, 8:20 a.m., CST
Estate Planning Workshop begins

December 4, 2020
Last day to order printed and shipped binder at conference pricing

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