

Estate Planning (“EP”) 101

*Quips, tips, tricks and other
personal opinions of*

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I. Introduction; Scope of Presentation

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A. This Presentation is not

- Supported by any cases or statutes
- Backed up by a written outline
- A useful resource for Will and trust drafting
- A researched analysis of EP law
- Scholarly in any other way

B. This Presentation is

- A practice oriented nuts & bolts overview / how-to / to-do for
 Basic Estate Planning
- From the initial contact, planning conference & terms of engagement, to the signing ceremony, exit letter & beyond
- With options and insights for what is and is not appropriate depending on the circumstances
- Part what I really think
- Part “devil’s advocacy” and other alternative views

C. “Basic EP” is not

- Transfer tax planning
- Business continuity planning
- Medicaid and other benefits planning
- Pre-marital, pre-divorce
- Pre-bankruptcy, creditor planning

D. “Basic EP” is

- Deciding
 - Who gets the clients’ property at (or prior to) death and how they get it
 - How to minimize probate cost and complications
 - Who’s in charge—
 - Executors and Trustees
 - Guardians for minor & incapacitated children
 - Agents etc. for the clients if they’re incapacitated
- Implementing those decisions

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