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THE TWENTY-SEVENTH ANNUAL

Estate and Gift Tax Conference

March 14-15, 2019

University of San Francisco School of Law, LL.M. Tax Program

101 Howard St.
San Francisco, CA 94105

Join us for our 2-day Estate and Gift Tax Conference!

Register Online: CAlawyers.org/taxation

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SCHEDULE OF EVENTS

Thursday, March 14, 2019

Thursday, March 14, 2019 | 7:30 a.m. to 4:45 p.m.

Registration and MCLE Sign-In

Thursday, March 14, 2019 | 7:30 a.m. to 8:30 a.m.

Continental Breakfast

Thursday, March 14, 2019 | 8:30 a.m. to 10:30 a.m.

Transfer Tax Controversies in Estate and Gift Tax Cases

The tax court, government counsel, a private practitioner, and appraiser will discuss each of their views and perspectives on valuation and other disputed transfer tax issues. The panel will also cover recent litigation topics in appeals and tax court, such as defined value formulas, family entity issues, and what everyone should learn from the most recent valuation case decisions. Any updates on laws affecting valuation will be covered, as well as valuation pointers when appraising all types of assets.

Specialty Credit: Tax: Individual Income Tax; CA Taxes; Estate, Gift Tax and Estate Planning

Trust & Estates: Estate Planning; Estate and Gift Tax Preparation & Audit

Speaker: **Thomas Berg**
Dennis Leonard
Kaelyn Romney
Judge Pugh
Kevin Croke (Invited)

Thursday, March 14, 2019 | 10:30 a.m. to 10:45 a.m.

Break

Thursday, March 14, 2019 | 10:45 a.m. to 12:15 p.m.

QSBS: The Quest for Quantum Exclusions (Queries, Qualms & Qualifications)

Qualified Small Business Stock (QSBS) under Section 1202 is not just for tech companies anymore. It's time to reconsider QSBS because the new tax act has paved the way for closely-held companies to benefit "bigly." QSBS provides an exciting array of benefits (and a surprising alternative) for owners of new and pre-existing business (large and small): (i) 100% gain exclusion on sale; (ii) tax-free rollover of gains; and (3) a chance to "stack" (multiply) and "pack" the exclusion by 10 times (maybe more). While the benefits of QSBS are straightforward, the qualifications and questions surrounding QSBS planning are far from it. This presentation will discuss planning opportunities, unanswered questions, potential pitfalls, and best practices for estate planners in the quest for quantum QSBS exclusions.

Specialty Credit: Tax: Individual Income Tax; CA Taxes; Estate, Gift Tax and Estate Planning

Trust & Estates: Estate Planning; Estate and Gift Tax Preparation & Audit

Speaker: **Paul Lee**

Thursday, March 14, 2019 | 12:15 p.m. to 12:30 p.m.

Break for gathering lunch.

Thursday, March 14, 2019 | 12:30 p.m. to 1:45 p.m.

Why Every Practitioner Should Understand About the Two D's: Directing and Decanting

The panel will address why directed trusts are more popular than ever and why they protect the trustee from liability. The panel will also address decanting trusts and why this is such a powerful tool. The panel will walk through the nuts and bolts of directed trusts and the notice requirements, IRS positions, federal, state and local tax consequences and safe harbor issues involved in decanting. The panel will not forget to mention where the pitfalls lie and how to avoid them in using both of these techniques.

Specialty Credit: Tax: Individual Income Tax; CA Taxes; Estate, Gift Tax and Estate Planning

Trust & Estates: Estate Planning; Estate and Gift Tax Preparation & Audit

Speaker: **Phil Hayes**
Laura Ziegler

Thursday, March 14, 2019 | 1:45 p.m. to 2:45 p.m.

Top Planning Opportunities Today (Sorting Through the COVFEFE)

From an estate and income tax planning perspective, this session will discuss straightforward and innovative planning opportunities for families (and their businesses) that best take advantage of both the "expiring" and "permanent" provisions of the new tax act. These will make the planners life easier and allow an enhancement of value to everyone's clients.

Specialty Credit: Tax: Individual Income Tax; CA Taxes; Estate, Gift Tax and Estate Planning

Trust & Estates: Estate Planning; Estate and Gift Tax Preparation & Audit

Speakers: **Paul Lee**

Thursday, March 14, 2019 | 2:45 p.m. to 3:00 p.m

Break

Thursday, March 14, 2019 | 3:00 p.m. to 4:00 p.m.

Charitable Planning After Tax Reform: The New Normal

Recent tax reform nearly doubled the standard deduction for individuals and families. While that simplifies the filing process for millions of Americans, it also complicates giving strategies for many who have made a habit of deducting their charitable contributions. Using actual client experiences, this presentation explores practical solutions and innovative ways to help donors evaluate their options and make good decisions about tax-effective giving. During the program, you'll get an in-depth look at charitable IRA rollovers, legacy IRAs, lifetime CRATs, charitable gifts from trusts and estates, private foundation investment tax, donor advised fund distribution requirements, program related and SRI investments, and charitable LLCs.

Specialty Credit: Tax: Individual Income Tax; CA Taxes; Estate, Gift Tax and Estate Planning

Trust & Estates: Estate Planning; Estate and Gift Tax Preparation & Audit

Speakers: **Justin T. Miller**

Thursday, March 14, 2019 | 4:00 p.m. to 5:00 p.m.

Alimony, Prenuptial Agreements and Trusts Under the 2017 Tax Act

As with many large tax overhauls, sometimes lesser publicized changes also have a significant impact on taxpayers. With the 2017 tax act, some of these lesser publicized changes involve the income tax impact of divorce, which, in 2019 and beyond, will have far-reaching effects as a result of the elimination of alimony as an income/deduction item and the post-divorce continued grantor trust status of certain spousal trusts.

Specialty Credit: Tax: Individual Income Tax; CA Taxes; Estate, Gift Tax and Estate Planning

Trust & Estates: Estate Planning; Estate and Gift Tax Preparation & Audit

Speakers: **George D. Karibjanian**

Friday, March 15, 2019

Friday, March 15, 2019 | 7:30 a.m. to 4:45 p.m.

Registration and MCLE Sign-In

Friday, March 15, 2019 | 7:30 a.m. to 8:30 a.m.

Continental Breakfast

Friday, March 15, 2019 | 8:30 a.m. to 10:00 a.m.

Current Developments

Rising and falling transfer tax exclusions, the wave of income tax changes, and an aging population, what is a transfer tax practitioner to do? This program will review the latest developments rocking the transfer tax boat. This review will include the most significant cases, rulings and other authority. The goal of this program is to help practitioners better identify and manage transfer tax issues in these stormy waters.

Specialty Credit: Tax: Individual Income Tax; CA Taxes; Estate, Gift Tax and Estate Planning

Trust & Estates: Estate Planning; Estate and Gift Tax Preparation & Audit

Speaker: **John Prokey**
Michael Jones

Friday, March 15, 2019 | 10:00 a.m. to 10:15 a.m.

Break

Friday, March 15, 2019 | 10:15 a.m. to 12:15 p.m.

What Every Estate Planner Needs to Know About International Tax and Reporting, and the Government's Enforcement and Initiatives

After a decade of offshore voluntary disclosures, increased exchanges of information among treaty partners, and substantial assessments of international tax penalties, the IRS expects tax professionals to be aware, to properly advise their clients, of their international tax and reporting obligations. It no longer is a matter of if, but when the government will discover a client's foreign assets and income sources. This panel will discuss what every estate planner should know about international compliance, how to navigate the current enforcement landscape, and what to do with a client who wants to come in from the cold.

Specialty Credit: Tax: Individual Income Tax; CA Taxes; Estate, Gift Tax and Estate Planning

Trust & Estates: Estate Planning; Estate and Gift Tax Preparation & Audit

Speakers: **Caroline Ciraolo**
Kurt Kawafuchi
Victor Song

Friday, March 15, 2019 | 12:15 p.m. to 12:30 p.m.

Break for gathering lunch.

Friday, March 15, 2019 | 12:30 p.m. to 1:30 p.m.

Everything You Need to Know About Judicial Construction but Were Afraid to Ask

The speaker will walk the audience through the hidden mine field when dealing with the rules of construction. What do we do when there is an ambiguous document or maybe it is simply void? Learn when extrinsic evidence can be introduced and used. But most importantly learn the to do's and not to do's.

Specialty Credit: Tax: Individual Income Tax; CA Taxes; Estate, Gift Tax and Estate Planning

Trust & Estates: Estate Planning; Estate and Gift Tax Preparation & Audit

Speaker: **Tara M. Morris**

Friday, March 15, 2019 | 1:30 p.m. to 2:30 p.m.

Everything You Need to Know About Foreign Trust and Entity Issues but Were Afraid to Ask

Dealing with foreign assets is never easy and invariably entails multiple issues and complexities. The panel consisting of a US and British practitioner will cover issues that every planner should be aware of and provide tools to better enable the practitioner to deal with foreign trusts and entities.

Specialty Credit: Tax: Individual Income Tax; CA Taxes; Estate, Gift Tax and Estate Planning

Trust & Estates: Estate Planning; Estate and Gift Tax Preparation & Audit

Speaker: **Wayne Johnson**

Friday, March 15, 2019 | 2:30 p.m. to 3:30 p.m.

Community Property

In 1999, Jerry Kasner prepared an outline entitled "Community Property and Estate Planning," which has been a critical resource for countless California attorneys. Using an updated version of Jerry's piece, Andrea Kushner Ross will review notable developments in California community property law since Jerry prepared his outline. The presentation will have a specific emphasis on community property issues affecting estate planning practice and what every practitioner should know.

Specialty Credit: Tax: Individual Income Tax; CA Taxes; Estate, Gift Tax and Estate Planning

Trust & Estates: Estate Planning; Estate and Gift Tax Preparation & Audit

Speaker: **Andrea L. Kushner**

Friday, March 15, 2019 | 3:30 p.m. to 3:45 p.m.

Break

Friday, March 15, 2019 | 3:45 p.m. to 5:00 p.m.

Everything You Want or Need to Know About Dealing with the Government

The panel, including a prior IRS branch chief, will address current estate and gift tax audit issues including how technology has improved coordination between the income and gift/estate tax divisions requiring the planning to be correct from all tax angles. The discussion will also include a discussion of ruling requests and 9100 relief, when and how to use these, including the nuts and bolts of preparation and procedural tips as well as other options.

Specialty Credit: Tax: Individual Income Tax; CA Taxes; Estate, Gift Tax and Estate Planning

Trust & Estates: Estate Planning; Estate and Gift Tax Preparation & Audit

Speakers: **James Hogan**
Robin Klomparens

REGISTRATION INFORMATION

DEADLINE:
In order to pre-register, your form and payment to the California Lawyers Association must be received 5 working days prior to the program.

ONLINE REGISTRATION:
Now available at CAlawyers.org/taxation

MAIL TO:
Program Registrations
California Lawyers Association
400 Capitol Mall Way, Suite 650
Sacramento, CA 95814

CANCELLATIONS & REFUNDS:
Cancellations and requests for refunds must be received in writing no later than Thursday, March 7, 2019 and are subject to a $50 service charge. Refunds will not be available after March 7, 2019.

ON-SITE REGISTRATION:
On-site registration will be on a space available basis. Call to confirm space availability.

SPECIAL ASSISTANCE:
For special assistance please call (916) 516-1757

QUESTIONS:
For registration information please call (916) 516-1757. For information regarding the program please call (916) 516-1754.

REGISTRATION FORM

The Twenty-Seventh Annual Estate and Gift Tax Conference
March 14-15, 2019 • San Francisco, California

Note: One registrant per form. Photocopies may be used

Bar Number: ______________________________

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PRE-REGISTRATION FEES (check the appropriate circle)

- o $305 Current Taxation Section Members
- o $395 Non-Section Members (Includes enrollment in the Taxation Section for 2019)

**Onsite registration for section members $375 and non-section members $495

CREDIT CARD INFORMATION (VISA/MASTERCARD ONLY)

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KEY DEADLINE

Early-bird Pre-Registration ends **March 7, 2019**