Welcome. All sessions of the Institute will be held at the Marriott New Orleans Convention Center Hotel, located at 859 Convention Center Blvd., New Orleans, Louisiana. The registration fee of $595.00 covers all sessions of the Institute as well as all luncheons, refreshments and seminar course materials. The one-day registration fee is $220.00, which covers luncheon and refreshments for that day. Registrants will have an opportunity to discuss tax problems with the speakers of the day during the luncheons.

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Wednesday, September 24, 2008
8:00 – 8:30  Registration
8:30 - 9:45  Recent Developments in the Taxation of Corporations and Shareholders
            ROBERT PERONI, University of Texas School of Law
            Austin, TX
9:45 - 10:45  Current Issues in State and Local Taxation
             ARTHUR ROSEN, McDermott, Will & Emery, New York, NY
10:45 - 11:00  BREAK
11:00 - 12:00  CONCURRENT SESSION #1

1A: New Market Tax Credits
- Public purposes of the New Market Tax Credit Program
- The allocation process
- Structure considerations: the role of tax credit investor, the Community Development Entity (CDE) and the borrower (QALICB)
- Certain federal tax considerations
- Survey of recent Louisiana transactions involving New Market Tax Credits
            JAMES ARUNDELL, Kutak Rock, Denver, CO

1B: Texas Margin Tax
- Choice of equity
- Passive investment company
- Oil and gas operations
            STEPHEN KUNTZ, Fulbright & Jaworski, Houston, TX

12:00 - 1:15  LUNCH

1:15 - 2:15  LLCs Classified as S Corporations
- Tax advantages of S corporations v. partnership or C corporations
- Tax issues on formation
- Tax issues for operations
            STEVEN KLEIN, Sher Garner Cahill Richter Klein & Hilbert, New Orleans, LA

2:15 - 3:15  Equity Compensation And Employee Benefits in Corporate Acquisitions
- Plan documentation issues
- Tax issues
- Securities law issues
- Corporate spin-offs, split offs
- IPO carve outs
            SUSAN SEROTA, Pillsbury Winthrop Shaw Pittman, New York, NY

3:15 - 3:30  BREAK

3:30 - 4:30  CONCURRENT SESSION #2

2A: Ethical Issues in Transactional Practice
- Who is the client?
- Representing multiple clients in transactions
- Ethical issues in providing tax advice and authoring tax opinions
- Practicing across state lines
- Relevant circular 230 regulations
            JOHN DZIENKOWSKI, University of Texas School of Law, Austin, TX

2B: Tax Accounting Methods Update
- Procedural issues, including recent proposals
- Developments in income and expense recognition
- Capitalization issues, including re-proposed “repairs” regulations
- Section 199 – domestic production activities
            SCOTT VANCE, KPMG LLP, Washington, DC
Thursday, September 25, 2008

8:30 - 9:45 Recent Developments in the Taxation of Individuals and Partnerships
   THOMAS EVANS, Kirkland Ellis, Washington, DC

9:45 - 10:45 Nagging Partnership Issues
   Partner compensation – guaranteed payments or salary
   Traps within 704(b), 704(c), 721, 743 and 754
   Passive loss review – material participation, definition of activity, audit issues
   Sharing partnership liabilities (752 et. Seq.), recourse/nonrecourse debt, disregarded subsidiary LLCs
   Payments to retiring or deceased partner - 736
   Tax consequences of changing plans
   TERENCE CUFF, Loeb & Loeb, Los Angeles, CA

10:45 - 11:00 BREAK

11:00 - 12:00 CONCURRENT SESSION #3:
   3A: The Mad Hatter and the Jabberwock: A Lewis Carroll Spin on Professionalism for the Tax Lawyer
      Juggling the multiple roles of advisor to and advocate for the client
      Dealing with the IRS in its roles as investigator, prosecutor, judge and jury
      Preparing witnesses for testifying
      HONORABLE GINGER BERRIGAN, U. S. District Court Eastern District of Louisiana, New Orleans, LA

   3B: Surviving Uncertainty? GAAP Accounting for Income Taxes
      Tax accrual workpapers
      IRS access to workpapers
      Lawyer Involvement
      Valuation allowance
      FAS 109
      Fin 48
      NILOUFAR MOLAVI, Price Waterhouse, Houston, TX

12:00 - 1:15 LUNCH

1:15 - 2:15 Preparer Penalties Under Circular 230
   J. EDWARD SWALIS, Ernst & Young, Washington, DC

2:15 - 3:15 Qualified Deferred Compensation Updated
   Company stock in 401(k) plans
   Automatic contribution arrangements
   Qualified default investment alternatives
   Individual recoveries for fiduciary breaches
   New 403(b) rules
   Roth IRA issues in qualified plans
   Forms 5500 mandatory electronic filing in 2009
   J. B. FRIEDMAN, Fulbright & Jaworski, San Antonio, TX

3:15 - 3:30 BREAK

3:30 - 4:30 CONCURRENT SESSION #4

   4A: The 2006 Revisions to the Louisiana Corporate Income Tax Law
      Louisiana Headquarters and Growth Act
      Exemptions for interest and dividend income
      New rules for taxing gains
      New apportionment methodology
      ROBERT ANGELICO, Liskow & Lewis, New Orleans, LA

   4B: Section 1031 Exchanges: Special Issues / Oil and Gas Transactions
      Review of requirements
      “Drop and swaps”
      Non-safe harbor reverse exchanges
      Oil and gas property exchanges
      KEVIN THOMASON, Thompson & Knight, Dallas, TX

Friday, September 26, 2008

8:30 - 9:45 Recent Developments in Estate and Gift Taxation
   SAMUEL DONALDSON, University of Washington School of Law, Seattle, WA

9:45 - 10:00 BREAK

10:00 - 11:00 College Savings Plans Under Section 529 and the Proposed Anti-Abuse Rules
   CHRISTOPHER HOUSTON, Ropes & Gray, Boston, MA

11:00 - 12:00 Best Family Limited Partnership Planning Ideas
   Use of partnerships to solve trust investment constraints
   Advantages of selling partnership interests
   Post mortem note freeze partnership
   Defined value clauses
   Avoiding IRC section 2036 application
   STACY EASTLAND, Goldman Sachs & Co. Houston, TX

12:00 - 1:15 LUNCH

1:15 - 2:15 Restrictions on Charitable Gifts: Conditions or Suggestions?
   TURNERY BERRY, Wyatt, Tarrant & Combs, Louisville, KY
   EDWARD MARTIN, Jones Walker Waechter Poitevent Carrere & Denegre, New Orleans, LA

2:15 – 2:30 BREAK

2:30 – 3:30 The Estate Planner’s Role in Working with Investment Advisors
   How to interview, select and discharge investment managers
   Developing an investment plan
   Asset allocation
   DONNA G. BARWICK, BNY Mellon Wealth Management, Atlanta, GA
   RALPH HECKERT, Capital Guardian Trust, Los Angeles, CA

3:30 – 4:30 Asset Protection Planning: Don’t Do It
   Ethical/Professional concerns
   Application in the bankruptcy court
   Potential legal concerns
   The other side
   DOUGLAS DRAPER, Heller, Draper, Hayden & Horn, New Orleans, LA
GENERAL INFORMATION

REGISTRATION AND FEES
On-line registration is available at: www.law.tulane.edu/cle. The full three-day registration fee is $595 and includes refreshments and luncheons each day and course materials. A one-day fee is available for $220. The Tax Institute accepts checks, cash, Visa or MasterCard. It is advisable to pre-register as space may be limited. Please check the lunch box on the registration form if you plan to attend the luncheons.

CANCELLATIONS AND REFUNDS
A full-refund less a $50 administrative fee will be offered through September 16, 2008. Beginning on September 17, registrations will be nonrefundable. Registrations may be transferred to another member of the same firm until September 16. Cancellations and transfers must be submitted in writing either by fax at 504-866-1583 or e-mail at patsmith@tulane.edu no later than 5 pm on September 16, 2008.

HOTEL RESERVATIONS
The Institute hotel is the Marriott New Orleans at the Convention Center located at 859 Convention Center Blvd. A block of rooms has been reserved at a special discounted rate. This block will be held until September 1, 2008. To reserve your room, call 504-613-2888 or 1-800-305-6342, and be sure to ask for the Tulane Law School Tax Institute room block.

CONTINUING EDUCATION CREDITS
The Tax Institute will assist you with your reporting requirements. State Bar and CPA Societies do not have uniform requirements so please check the credit information provided at the seminar for your state's specific requirements. The program is being presented in Louisiana, a mandatory CLE state, for a maximum of 18.75 hours of instruction, including 1 hour of ethics and 1 hour of professionalism. To obtain continuing education credits, registrants must complete and return the Certificate of Attendance and other required forms BEFORE leaving the seminar.

REGISTRATION FORM:
Tulane Tax Institute - September 24 - 26, 2008

☐ Full Registration $595  $_______

☐ Per day Registration ___@ $220/day  $_______

I will attend “Meet the Speakers” Luncheons on:
☐ Wednesday, September 24  ☐ Thursday, September 25
☐ Friday, September 26

Name _____________________________________________________

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