

SPEAKER'S CORNER**UPCOMING EVENTS****OCTOBER / NOVEMBER****October 3, 2003****Foundation Financial Officers Group Meeting**

Location: Chicago, IL

Speaker: **Marcus Owens**

Mr. Owens will speak on the risks of IRS audits and what to do about them.

October 14-16, 2003**The Ripple Effects of the Sarbanes-Oxley Act**Speaker: **Marcus Owens**

During this teleconference seminar, Mr. Owens will discuss the law and its impact on nonprofits.

For more information, see:

www.boardsource.org**October 21, 2003****TEI Conference**

Location: Atlanta, GA

Speaker: **Scott Michel**

Mr. Michel will speak on the potential areas of exposure for corporate tax departments.

October 22-24, 2003**Intermediate U.S. International Tax Update**

Location: The Wyndham Hotel, Washington, DC

Speaker: **H. David Rosenbloom**

Mr. Rosenbloom will speak on foreign currency transactions and translation.

October 23-24, 2003**Strategies for Managing IRS Shelter Enforcement Initiatives**

Location: Georgetown University Law Center, Washington, DC

Program Chair & Speaker: **Christopher Rizek**Speaker: **Richard Skillman****October 28, 2003****The Fourth Annual Lecture on Current Issues in Taxation**

Location: New York University School of Law

Speaker: **H. David Rosenbloom**

Mr. Rosenbloom will take part in a discussion on the lessons learned from the IRS Advance Pricing Agreement Program.

October 29, 2003**ABA Institute on Criminal Tax Fraud**

Location: D.C.

Speaker: **Scott Michel**

Mr. Michel will speak on the recent statutory, administrative and judicial developments of tax fraud.

October 31, 2003**ABA Program on Criminal Tax Fraud**

Location: Washington, DC

Speaker: **Scott Michel**

Mr. Michel will speak about recent judicial and legislative developments.

November 3, 2003**23rd Annual Advanced Tax Institute**

Location: Columbia, MD

Speaker: **Lloyd Mayer**

Mr. Mayer will speak on the current tax developments for Non-Profits.

November 3-4, 2003**New Developments in Foreign Tax Credit Planning**

Location: Doubletree Guest Suites, Chicago, IL

Speaker: **Neal Kochman**

Mr. Kochman will speak on foreign tax credit redeterminations under Section 905(c).

November 6-7, 2003**28th Annual Insurance Tax Conference**

Location: Chicago Marriott O'Hare Hotel, Chicago, IL

Speaker: **Richard Skillman**

Mr. Skillman will give an employee benefits products update.

November 12, 2003**Council of Michigan's Foundation's 31st Annual Conference: Building Opportunities Together**

Location: Amway Grand Plaza Hotel, Grand Rapids, MI

Speaker: **Douglas Varley**

Mr. Varley will give an update on foundations dealing with IRS Audits and the impact of the Sarbanes-Oxley Act.

RECENT PUBLICATIONS

October 2003

“An Awakening Giant: China and the New Civil Society”
The Exempt Organization Tax Review

By: **Milton Cerny** and **Yan Zhang** (Summer Associate)

The article discusses the formation, regulation and tax aspects of nongovernmental organizations in the developing nonprofit sector of China.

October 2003

“Tax Accounting Monthly Column”
Corporate Business Taxation Monthly

By: **James Salles**

This month's column discusses recent administrative guidance, including temporary regulations rewriting the rules for the “nonaccrual experience method” under section 448(d)(5), and the treatment of tax-exempt employers' option plans in the final regulations under section 457.

September 2003

“Private Foundations and Policy Making: Latitude Under Federal Tax Law”

Foundations and Policy Making: Leveraging Philanthropic Dollars, Knowledge and Networks

By: **Thomas Troyer** and **Douglas Varley**

The University of Southern California Center on Philanthropy published a volume which includes a paper Mr. Troyer and Mr. Varley wrote for two discussion programs USC held on this subject.

September 2003

“Letter Ruling Alert, Community Foundations and Scholarships: Avoiding An Excess Benefit Transaction Through Recusal”

The Exempt Organization Tax Review

By: **Sharon Light**

October 2003

“Tax Accounting Monthly Column”
Corporate Business Taxation Monthly

By: **James Salles**

This month's column discusses the Tax Court's redetermination of swaps' market value in Bank One, and the Eighth Circuit's recent holding that changing a property's MACRS classification is not a change in accounting method.

Summer 2003

“Private Foundations and Policy Making”
The Practical Tax Lawyer

By: **Thomas Troyer** and **Douglas Varley**

NOTES AND NOTABLES

September 29, 2003

On the Move

Legal Times

Matthew Frank's departure from the firm to head the IRS's Advance Pricing Agreement Program is mentioned.

September 22, 2003

Firm Makes Donation

Legal Times

Caplin & Drysdale is listed as a donor for the District of Columbia Bar Foundation in celebration of the foundation's 25 years of funding legal services.

September 19, 2003

U.S. Tax Expert Provides Consultation to Russian Think Tanks

www.USAID.ru/

Milton Cerny held a series of working meetings with Russian economic think tanks that are involved in the development of amendments to the legislation on the NGO sector taxation. Mr. Cerny also conducted a one-day seminar on taxation issues for NGO leaders, GOR representatives and economic experts. Mr. Cerny will continue consultation work with Russian think tanks through the Visiting Experts Program, supported by USAID.

September 2003

Attorney Appointment

Mortimer Caplin was elected to the Board of Directors of the American Bar Foundation.

HEAD OF THE CLASS

Fall 2003

Georgetown University Law Center

Faculty: **Diana Hartstein**

Ms. Hartstein is teaching an Accounting for Lawyers course this semester.

IN THE NEWS

September 25, 2003

“Silent Partners: How Political Non-Profits Work the System”

The Center for Public Integrity

In this report, **Trevor Potter** comments on how unions and single-issue organizations, as compared to corporations, give more money to 527 committees to help the causes and the candidates they support. **Lloyd Mayer** explains that giving to a 527 committee from a personal or family trust remains legal but that the new requirement of disclosure has encouraged these donors to use 501(c)(4)s and other types of committees that can engage in some kinds of political activity without revealing their contributors.

September 23, 2003

“Tax Amnesties on Rise as Economic Woes Intensify, IBA Panelists Say”

Tax Notes

Rebecca Rosenberg is quoted in the article about how the United States does not offer broad tax amnesty programs but how according to the IRS these amnesties are usually successful in netting millions of dollars.

September 16, 2003

“Full Court Won’t Review FEC Disclosure Decision”

Roll Call

Trevor Potter is mentioned in the article for his efforts in drafting a set of new disclosure rules for the FEC’s consideration which will take in account the First Amendment concerns of the FEC releasing detailed information from closed cases that it has investigated.

September 14, 2003

“RSVP: Wild Fun at the Hogle Zoo Gala; 350 Gather for Wilson’s Farewell”

The Salt Lake Tribune

Kirk Jowers is mentioned in the article for becoming one of the associate interim directors/search committee members of the Hinckley Institute since the director of the Institute retired.

September 12, 2003

Trud

Bernie Bailor is featured in this Bulgarian newspaper for his Bulgarian press briefing on financial crimes enforcement given at the request of the Ambassador.

September 13, 2003

“The Reformers’ Worst Nightmare”

The National Journal

Trevor Potter comments on the result of the Supreme Court hearing on campaign finance rules.

September 9, 2003

“Hillary 2008 Spurs GOP Reform Effort”

Roll Call

Trevor Potter comments on the increase of Republican support for revisions to the campaign finance system in order to have a normal, contested primary with a number of candidates.

September 9, 2003

“Transfer Pricing: Practitioners Say New Proposed Method Poor Substitute for Existing Cost Safe Harbor”

International Tax Monitor

In the article, **Patricia Lewis** mentions how there is not going to be any easy way to deal with intercompany services that are fairly routine under the “simplified cost based method” of the proposed regulations issued by the IRS.

(This article also appeared in the September 9th issue of the Daily Tax Report.)

September 8, 2003

“Rules of the Game”

National Journal’s CongressDaily

Trevor Potter comments on how crucial it will be for the FEC to correctly interpret and enforce the campaign finance law.

September 8, 2003

“Campaign Reform Act Under the Microscope”

The Daily Utah Chronicle

In the article, **Kirk Jowers** discusses the historical context behind the new campaign finance law.

September 4, 2003

“Reform Act Called Threat to Free Speech”

Desert Morning News

Kirk Jowers discusses the campaign finance law and the need for more money in the campaign process. He suggests that the solution is to raise the limits on “hard” money.

IN THE NEWS

September 3, 2003

“Third of Three Parts”

Copley News Service

Marcus Owens comments on what the IRS typically requests when the IRS conducts an audit for a tax-exempt organization.

September 1, 2003

“Sides Square Off on Soft-Money Limits”

The Salt Lake Tribune

Kirk Jowers discusses the effectiveness of the Bipartisan Campaign Reform Act.

August 29, 2003

“Thomas’ Business Tax Plan Draws Fire as Invitation to Corporate Avoidance”

Congressional Quarterly Weekly

In the article, **David Rosenbloom** criticizes the HR 2896 bill for giving companies new opportunities to engage in creative tax avoidance strategies.

August 5, 2003

“Center-left Foundations Can Counteract GOP’s Overflowing Campaign Coffers”

The Philadelphia Inquirer

Douglas Varley discusses how there are a number of big foundations with misplaced caution and timidity over the legal limits on foundation-funded advocacy.

(This article also appeared in the August 1st issues of the Sun-Sentinel and The Times Union.)

For more information, please contact the Marketing Department at (202) 862-5000 or e-mail bcg@capdale.com.