

**SPEAKER'S CORNER****UPCOMING EVENTS****JANUARY****January 7-11, 2002****36<sup>th</sup> Annual Philip E. Heckerling Institute on Estate Planning**

Location: Fontainebleau Hilton Resort and Towers, Miami Beach, FL

Speaker: **Beth Kaufman**On January 8<sup>th</sup>, Beth Kaufman will be on a panel discussing "Planning and Drafting in a New Statutory Environment."

For more information, see:

<http://www.law.miami.edu/heckerling/schedule.html>**January 8-9, 2002****University of Southern California's Center on Philanthropy and Public Policy: Roundtable on Foundations and Public Policymaking**

Location: The J. Paul Getty Trust, Los Angeles, CA

Speakers: **Thomas Troyer** and **Douglas Varley**

At this roundtable, Thomas Troyer and Douglas Varley will discuss "Foundation and Policymaking: The Latitude Under Federal Tax Law."

**January 17-19, 2002****ABA Section of Taxation 2002 Midyear Meeting**

Location: Sheraton, New Orleans, LA

Speakers: **Christopher Rizek** and **Catherine Livingston**On January 18<sup>th</sup>, Christopher Rizek will serve as moderator on a debate on tax issues. He will also participate on a panel discussion entitled "Ethical Obligations in TEFRA Partnership Litigation." Catherine Livingston will serve on a panel on disaster relief.

For more information, see:

<http://www.abanet.org/tax/meetings/midyr02/>**January 22, 2002****New York State Bar Association - Tax Section's Annual Meeting**

Location: New York Marriott Marquis, New York, NY

Speaker: **Catherine Livingston**On January 22<sup>nd</sup>, Catherine Livingston will serve on a panel on "Responding to 9/11: The Tax Treatment of Exempt Organizations."

For more information, see:

<http://www.nysba.org/sections/tax/am02/am02tax.html>**January 30, 2002****Former Internal Revenue Service Commissioners**

Location: Washington, DC

Honoree: **Mortimer Caplin**

The District of Columbia Bar Association will hold an evening reception and program for the New Tax Practitioners Committee of the Taxation Section. Mortimer Caplin along with other former internal revenue commissioners are the guests of honor and will give remarks at this reception.

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

## SPEAKER'S CORNER

### FEBRUARY

February 11-12, 2002

**Mealey's Asbestos 101 Conference**

Location: The Ritz Carlton, Pentagon City, VA

Speaker: **Peter Lockwood**

On February 12<sup>th</sup>, Peter Lockwood will serve on a panel entitled "Current Litigation Environment and the Future of the Litigation."

For more information, see:

[http://www.mealeys.com/sem\\_agen.html#ASB101](http://www.mealeys.com/sem_agen.html#ASB101)

February 21-22, 2002

**HarrisMartin's Asbestos Law & Medicine Conference**

Location: Coronado Island Marriott Resort, Coronado, CA

Speakers: **Elihu Inselbuch** and **Peter Lockwood**

On February 22<sup>nd</sup>, Elihu Inselbuch and Peter Lockwood will discuss bankruptcy issues and will give a status of new bankruptcies and the impact they have on litigation.

For more information, see:

<http://www.harrismartin.com/conferences.cfm>

February 26, 2002

**Symposium on Election Reform**

Location: Washington, DC

Speaker: **Trevor Potter**

Trevor Potter will serve on a panel entitled "Legal Issues and Implications of Election Reform" at this symposium being sponsored by the Georgetown Journal on Poverty Law and Policy.

February 28, 2002

**Tax Executives Institute's Currency and Financial Products Seminars**

Location: Houston, TX

Speaker: **Rebecca Rosenberg**

## RECENT PUBLICATIONS

"Internet Politics 2000: Overhyped, Then Underhyped, the Revolution Begins"

*Election Law Journal*

Volume 1, 2002

By: **Trevor Potter** and Daniel Manatt

For more information, see:

<http://www.liebertpub.com/ELJ>

"Tax Accounting"

*Corporate Business Taxation Monthly*

December 2001

By: **James Salles**

## HEAD OF THE CLASS

### FALL 2001 SEMESTER

**Georgetown University Law Center**

Location: Georgetown University, Washington, DC

Faculty: **Diana Hartstein**

Diana Hartstein recently finished teaching "Accounting for Lawyers" this past semester at Georgetown University Law Center.

**Washington College of Law**

Location: American University, Washington, DC

Faculty: **Diana Hartstein**

Diana Hartstein recently finished teaching "Accounting for Lawyers" this past semester at the Washington College of Law.

## NOTES & NOTABLES

- ♦ **Caplin & Drysdale** was listed in the *Legal Times* on December 3<sup>rd</sup> for its participation in last year's campaign for Gifts for the Homeless, Inc. The firm also recently participated in the 2001 campaign in donating money and clothing to homeless shelters, soup kitchens, and food wagons throughout Washington, DC.
- ♦ **Caplin & Drysdale** was listed in the *Legal Times* on November 5<sup>th</sup> as a Patron supporter for the District of Columbia Bar Foundation's "...And Justice for All" campaign.

## IN THE NEWS

January 4, 2002

**“New Center to Study Finances of Elections”**

*The Daily Utah Chronicle*

**Kirk Jowers** is quoted and **Trevor Potter** is mentioned in this article about the campaign financing system and the impact the new Campaign and Media Legal Center will have on reforming it.

For more information, see:

<http://www.dailyutahchronicle.com/main.cfm?include=detail&storyid=161404>

December 24, 2001

**“Companies May Aid Employees Through Their Foundations”**

*The Wall Street Journal*

**Catherine Livingston** is quoted in this article about the recent legislation passed by Congress which allows companies to use its discretion to determine whether it has experienced a disaster such as a flood or hurricane in order to provide financial assistance to its employees out of its tax-free charitable foundations.

December 24, 2001

**“IRS Concerned About FEC Proposal on Links to Candidate Web Sites”**

*Tax Notes*

**Marcus Owens** is quoted in this article about the Internal Revenue Service’s concern over the Federal Election Commission’s proposal to permit some organizations to link their web sites to candidates for public office. The Internal Revenue Service believes this could conflict with the code’s rules regarding partisan political activity by public charities and other exempt organizations.

December 24, 2001

**“IRS to Publicly Release District Counsel Advice”**

*Tax Notes*

**Christopher Rizek** discusses the usefulness of the Internal Revenue Service’s District Counsel Advice Memorandums (DCAs) due to a recent settlement of an FOIA suit in which the IRS has agreed to begin publicly disclosing a limited category of these memorandums prepared by its field attorneys.

This article also appeared in the January 4, 2002 issue of *TaxPractice*.

December 23, 2001

**“Beware: Your Generosity Is Suspect”**

*The New York Times*

**Marcus Owens** is quoted in this article about the Internal Revenue Service auditing individuals whose donations to a charity is high relative to their income.

December 21, 2001

**“Campaign Reform Program is Funded”**

*Deseret News*

**Trevor Potter** and **Kirk Jowers** are quoted in this article about how the Pew Charitable Trusts and the University of Utah will create a center for Campaign and Media Legal Reforms. This center will monitor the enforcement of campaign finance laws and disclosure laws and will intervene in court cases. It will also research current campaign finance laws and media involvement in elections which will be supplemented by public presentations aimed at increasing awareness. The program will be centered in Washington, D.C., where Trevor Potter will direct the national effort to understand and promote reform in issues surrounding elections.

For more information, see:

<http://deseretnews.com/dn/view/0,1249,355013923,00.html?>

December 19, 2001

**“U. Wins \$2.5M Grant to Launch Campaign Reform Center”**

*The Salt Lake Tribune*

**Trevor Potter** and **Kirk Jowers** are quoted in this article about how the University of Utah has won \$2.5 million grant from The Pew Charitable Trusts to launch a national research center for campaign finance law and reform. Trevor Potter will serve as general counsel and Kirk Jowers will be in charge of the academic affairs for the new center.

For more information, see:

<http://www.sltrib.com/2001/dec/12192001/utah/159684.htm>

December 19, 2001

**“Ambiguities in U.S.-U.K. Treaty Leave Companies Seeking Clarity, Practitioners Say”**

*Daily Tax Report*

**H. David Rosenbloom** is quoted in this article about his concern that some of the provisions of the proposed United States-United Kingdom tax treaty has ambiguities which may impact multinationals with third-party subsidiaries.

## IN THE NEWS

December 10, 2001

**“E-ATI Analyzes Limitation of Benefits Article in U.K.-U.S. Tax Treaty”**

*Tax Notes International Magazine*

In this article, **H. David Rosenbloom** discusses the provisions of the proposed United States-United Kingdom tax treaty.

December 7, 2001

**“IRS Exempt Bond Shop Finding Ways to Do More With Less”**

*Tax Notes Today*

**Marcus Owens** is mentioned in this article.

December 3, 2001

**“Charity Boards Told Not to Make Decisions for Political Affiliates”**

*Tax Notes*

**Lloyd Mayer** and **Kirk Jowers** are mentioned. In the article, Lloyd Mayer emphasizes the importance of treating 501(c)(3), 501(c)(4), and 527 organizations as separate entities.

December 2001

**“PFAs -- Still the Choice for Dispute Resolution?”**

*The Insurance Tax Review*

In this article, **Christopher Rizek** discusses the Internal Revenue Service's Prefiling Agreement (PFA) Program and the Industry Issue Resolution (IIR) Program as dispute resolutions.

December 2001

**“Owens Highlights EO Division Projects for Fiscal 2002”**

*The Exempt Organization Tax Review*

**Marcus Owens'** speech at a recent annual conference in Baltimore is highlighted. In the article, Marcus Owens discusses the recent developments within the EO Division, including publication of the FY 2002 Continuing Professional Education (CPE) Text, and the FY 2002 EO Implementing Guidelines.

December 2001

**“Foundations Seek Guidance on International Grantmaking Under Final Regs on Withholding Payments to Foreign Persons”**

*The Exempt Organization Tax Review*

**Catherine Livingston's** summary of the perceived problems with international grantmaking for private foundations under the final regulations on the withholding of income tax on payments to foreign persons and related provisions was reprinted in this issue. She submitted this summary to Treasury and the IRS on behalf of the Council on Foundations.

December 2001

**“IRS Releasing Redacted EO Donor Lists; Statement on Form is Wrong”**

*The Exempt Organization Tax Review*

**Marcus Owens** is quoted in this article about a series of problems caused by a misleading note printed at the top of Schedule B, Schedule of Contributors. According to the article, the note is misleading because the IRS is releasing completed Schedule B's with contributors' names and addresses along with other identifying information.

December 2001

**“Testimony Spurs Talk About Appropriate Recipients of 9/11 Aid”**

*The Exempt Organization Tax Review*

**Marcus Owens** is quoted in this article on who should be the recipients of the money that charities received for the victims of the September 11<sup>th</sup> terrorist attacks. Also, the article discusses how charities should solicit these funds.

December 2001

**“ABA Asks IRS to Confirm Loans, Grants to For-Profits Affected By 9/11 Are Excludable”**

*The Exempt Organization Tax Review*

**Catherine Livingston's** participation as a member of the 9/11 Tax Task Force of the Section of Taxation is mentioned in this article along with the task force's request for IRS confirmation to have charitable loans and grants provided to for-profits affected by September's terrorist attacks excludable from income.