I. GOALS OF COURSE

• Further develop knowledge of and skills in applying international tax principles and tools

• Develop practical ability to use provisions of US tax law relevant to “inbound” and “outbound” investment

• Develop an ability to examine an inbound or outbound business or investment situation and identify relevant US tax issues

• Learn to analyze US tax issues in order to arrive at alternative courses of action and to present them to client management

• Develop sensitivity to identifying opportunities and risks when dealing with the tax systems of the US and one or more other countries

II. COURSE MECHANISMS

• Seminar discussion around conference table on selected issues

• Integrated case study

• Oral and written presentations to seminar participants on portions of integrated case study as basis for group discussions

• Principal Course Website at:

  https://catalyst.uw.edu/workspace/kadetj/26047/166717
III. INTEGRATED CASE STUDY APPROACH

The WIN Group Course Fact Pattern includes a number of situations commonly found within any US-based multinational corporate group and involves both “inbound” and “outbound” situations with respect to the US.

As is true of the real world, real transactions have multiple facets. There’s not just, for example, a foreign tax credit issue to analyze in isolation. Rather, one situation can require analysis in three, four, or more areas (e.g., source and character of income, foreign tax credit, subpart F, PFIC, §482, tax treaty issues, foreign exchange, etc.). As such, starting with any of the multi-faceted case study situations, student preparation and research as well as seminar discussion will be wide-ranging. This will allow the seminar participants to learn to approach real-life multi-faceted situations with confidence.

IV. TEXT AND OTHER RESOURCE MATERIAL

Required reading:

- Relevant Portions of the Internal Revenue Code
- Relevant Portions of the Income Tax Regulations
- OECD “Model Tax Convention on Income and on Capital” and selected portions of the Commentary thereon

Recommended reading and other resources:

- “Overview of the Practice of International Taxation” (a paper prepared by seminar instructor Jeff Kadet that includes background on various international taxation subjects; soft copy on course website)


• Various BNA Portfolios from their “U.S. International Portfolios” series

• “United Nations Model Double Taxation Convention between Developed and Developing Countries” and Commentary thereon

• United State Model Income Tax Convention of November 15, 2006 and the Technical Explanation thereto


• **Basic International Taxation (Second Edition) Volume Two: Practice of International Taxation** (Roy Rohatgi, BNA International Inc., London, 2007) (This book is available in the library (K4475 R64 2005 v.2).)

• **Basic International Taxation** (Roy Rohatgi, Kluwer Law International, 2002) (This is an earlier edition of the above two books. It is available in the library (K4475 R64 2002).)

• The course website provides numerous articles and other items relevant to the course material as recommended reading

V. **EVALUATION**

It is essential that students come prepared for each seminar discussion. Participation within the seminar is important both for learning and for your grade. If a student must miss a seminar session, let me know ahead of time. Since the sessions will be recorded and available as pod-casts, it is your responsibility to view the pod-cast of any missed session. I will be available by email and during office hours for any questions.

Final grades will be based upon:

• Seminar Attendance, Participation, and Preparation (25%)

• Written Presentations (60%)

• Oral Presentations (15%)
Note that ABA Accreditation Standards mandate that a law school shall require “regular and punctual class attendance.” Under this Standard, the UofW School of Law requires that each student must attend 80% or more of the course sessions. Failure to achieve this means withdrawal from the course.

This course (T529) will have only eight sessions. As such, this 80% test can only be met by a student if he or she attends at least seven of the eight sessions.

VI. OFFICE HOURS

Office Hours: Monday, 2:00-3:00 PM in or near seminar room and by appointment
T529—INTERNATIONAL TAX PRACTICE SEMINAR

Spring 2013

OUTLINE OF COURSE
(Subject To Adjustment For Both Timing and Content During Quarter)

Week 1
1. Introduction and Administrative Matters
2. Case Study Framework for Integrated Analysis
3. Look-back to Selected Topics in International Taxation I and II (T515 and T516)

Week 2
4. Look-back (Con’t)
5. Group Analysis of a “supply chain” structure

Week 3
6. Group Discussion of Speech on International Enforcement by IRS Commissioner Douglas Shulman
7. Group Analysis of intangible assets including ownership structures
8. Group Analysis of draft joint venture agreement for formation of Chinese JV

Week 4
9. Group Analysis of transfer of intangibles to a foreign corporation
10. Student case study presentations and group discussion and analysis

Week 5
11. Student case study presentations and group discussion and analysis

Week 6
12. Student case study presentations and group discussion and analysis
Week 7

13. Student case study presentations and group discussion and analysis

Week 8

14. Student case study presentations and group discussion and analysis
15. Wrap-Up Discussion