2019 Audits and Appeals Seminar

Federal, Transfer Pricing & State Tax Controversies, Post-TCJA

PLUS Meet the IRS’s New Leadership Team

May 20-21, 2019  Federal Tax and Transfer Pricing Controversy
May 22-23, 2019  State & Local Tax Controversy

- **IRS Leadership Roundtable Discussion** – Join IRS Chief Counsel Michael Desmond, LB&I Deputy Commissioner Nikole Flax, LB&I Division Counsel Robin Greenhouse in a moderated discussion – including your questions – as they outline key IRS priorities and initiatives of direct relevance to the business tax community.

- **Issue Discussion Forums** – Have your specific tax controversy questions addressed as part of your seminar experience. Bring your questions live, or post them to our dedicated tax controversy [web portal](http://forms.tei.org/tdowdy/2019---audits--appeals-seminar-ques)

- **Transfer Pricing Controversies** – What is the current state of the arm’s length standard? What effect will the BEAT, and the OECD’s progress report on harmful tax practices have on administrative transfer pricing controversies and future litigation? These and other developments will be among the themes to be addressed by our instructor cadre from **Mayer Brown**.

- **Updated State & Local Tax Program** – Designed to meet the current and evolving needs of state tax professionals overseeing audits and litigation for their companies, led by practitioners from **Eversheds Sutherland**.

- **State Tax Panels** – Three separate panels comprised of industry representatives, government state tax lawyers, and state tax judges, offering diverse perspectives on state tax controversies.

The complete program can be found at [www.tei.org](http://www.tei.org). Registrations for this seminar tend to fill quickly, and we urge you to register early to reserve your place.
2019 Audits and Appeals Seminar
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Sponsored by: MAYER BROWN

MONDAY, MAY 20

7:45 am - 4:00 pm
Registration
Stone Arch Foyer

Continental Breakfast

Welcome & Introductions
Brian Kaufman, Chair, TEI IRS Administrative Affairs Committee | Capital One Financial Corporation

IRS Leadership Roundtable – Part I
Eli Dicker, Moderator | Tax Executives Institute
Mike Desmond, Chief Counsel | Internal Revenue Service
Robin Greenhouse, LB&I Division Counsel | Internal Revenue Service

IRS Leadership Roundtable – Part II
Eli Dicker, Moderator | Tax Executives Institute
Nikole Flax, Deputy Commissioner, LB&I Division | Internal Revenue Service

Break

Issue Discussion Forum (Two separate discussion groups running in parallel)
Forum A
Doug Rodolph, Moderator | Wal-Mart Stores, Inc.
Kim Boylan | White & Case LLP
Patricia Burquest | RSM US LLP
Armando Gomez | Skadden, Arps, Slate, Meagher & Flom LLP
Rosemary Sereti | Deloitte Tax, LLP

Forum B
Brian Kaufman, Moderator | Capital One Financial Corporation
Sergio Arellano | PricewaterhouseCoopers LLP
Thomas Greenaway | KPMG LLP
Mark Mesler | Ernst & Young LLP
Jean Pawlow | Latham & Watkins LLP

12:15 - 2:15 pm
Lunch Program
Post-TCJA Deals, Positions & Restructurings: How Prepared Are You to Defend Them Today?
Katrina Welch, Moderator | Texas Instruments, Inc.
Brian Kittle | Mayer Brown LLP
Matthew Lerner | Sidley Austin LLP
Kevin Otero | Covington & Burling LLP

SCHEDULE CONTINUES...
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<tr>
<th>Time</th>
<th>Session Title</th>
<th>Location</th>
<th>Moderator</th>
<th>Speakers</th>
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<tr>
<td>2:15 - 3:15 pm</td>
<td>Practical Privilege – Uses and Misuses in an Interconnected World</td>
<td>Stone Arch 1</td>
<td>Jennifer Buse, Moderator</td>
<td>Procter &amp; Gamble Inc., Paul Butler, Kostelanetz &amp; Fink LLP, Dan Cook, Deloitte Tax LLP, Abbey Garber, Thomson &amp; Knight LLP</td>
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<td></td>
<td>Transfer Pricing – Is the Bell Tolling for the Arm’s Length Standard?</td>
<td>Stone Arch 2</td>
<td>Kristen Proschold, Moderator</td>
<td>Intuitive Surgical, C. Cabel Chinnis, Mayer Brown LLP, Kenneth Klein, Mayer Brown LLP</td>
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<td></td>
<td>Building an Effective Audit Management Strategy</td>
<td>North Loop</td>
<td>James Brown</td>
<td>Ivins, Phillips &amp; Barker Chartered, Laura Gavioli, McDermott Will &amp; Emery LLP</td>
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<tr>
<td>3:15 - 3:30 pm</td>
<td>Break</td>
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<td>Developing and Executing an Effective IDR Strategy</td>
<td>North Loop</td>
<td>Jennifer Breen</td>
<td>Morgan, Lewis &amp; Bockius LLP, Charles Hodges, Jones Day</td>
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<tr>
<td>4:30 - 5:30 pm</td>
<td>Research &amp; Experimentation Credits – Tools, Challenges &amp; Exam Issues</td>
<td>Stone Arch 1</td>
<td>Mary Prosser, Moderator</td>
<td>Texas Instruments, Inc., Robert Kovacev, Norton Rose Fulbright LLP, Jeffrey Moeller, Ivins, Phillips &amp; Barker Chartered, Alex Sadler, Morgan Lewis &amp; Bockius LLP, Diane Stiogiannes, DST Advisors</td>
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<td>Transfer Pricing – Intangibles, Sections 936 and 367(d)</td>
<td>Stone Arch 2</td>
<td>Natalie West, Moderator</td>
<td>Boston Scientific Corporation, John Hildy, Mayer Brown LLP, Scott Stewart, Mayer Brown LLP</td>
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<td>Effective Elevation – Do’s and Don’ts – Demonstrated and Explained</td>
<td>North Loop</td>
<td>Sheri Dillon</td>
<td>Morgan, Lewis &amp; Bockius LLP, Todd Welty, McDermott Will &amp; Emery LLP</td>
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<tr>
<td>5:30 - 7:00 pm</td>
<td>Reception &amp; Networking</td>
<td>Stone Arch Foyer</td>
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2019 Audits and Appeals Seminar
Federal, Transfer Pricing & State Tax Controversies, Post-TCJA

May 20-23, 2019   /   Loews Hotel

Minneapolis, MN

Federal Tax and Transfer Pricing Controversy

SPONSORED BY: MAYER BROWN

TUESDAY, MAY 21

BREAK-OUT SESSIONS  |  T = Technical  TP = Transfer Pricing  S = Skills  CS = Case Study

7:30 - 8:00 am
Stone Arch Foyer
Continental Breakfast

8:00 - 10:00 am
Stone Arch 1

T  Effective Oral Communications – Talking Tax to Non-Tax Professionals: How Do You Rate?
Shirley Chin, Moderator  Sunrun Inc.
Wendy Abkin  Morgan, Lewis & Bockius LLP
David Fischer  Crowell & Moring LLP
David Foster  Skadden, Arps, Slate, Meagher & Flom LLP
Kim Peterson  Deloitte Tax LLP

Stone Arch 2  TP

Transfer Pricing and BEAT
Michael Lebovitz  Mayer Brown LLP
Thomas Vidano  Ernst & Young LLP

North Loop  CS

Preparing for IRS Interviews – Are Your Engineer, Tax Accountant and CFO Ready?
George Hani  Miller & Chevalier Chartered
Kevin Kenworthy  Miller & Chevalier Chartered
Amanda Kottke  Baker & McKenzie LLP

10:00 - 10:15 am
Break

10:15 - 11:45 am
Stone Arch 1

T  Non-Transfer Pricing International Tax Controversies – e.g., IP, Supply Chain, Foreign Tax Credit
Duane Schroeder, Moderator  Medtronic
Nate Carden  Skadden, Arps, Slate, Meagher & Flom LLP
Dan Rosen  Baker & McKenzie LLP

Stone Arch 2  TP

Transfer Pricing – Offshore or Onshore?
Wendy Unglaub, Moderator  Ecolab, Inc.
Jozef Kavuliak  PricewaterhouseCoopers LLP
Gary Wilcox  Mayer Brown LLP

North Loop  CS

Bringing Your Tax Examination to Closure
Marjorie Margolis  Mayer Brown LLP
Andrew Roberson  McDermott Will & Emery LLP

SCHEDULE CONTINUES...
Federal Tax and Transfer Pricing Controversy

TUESDAY, MAY 21

BREAK-OUT SESSIONS  |  T = Technical  |  TP = Transfer Pricing  |  S = Skills  |  CS = Case Study

Noon - 1:30 pm

Stone Arch 3-4

LUNCHEON

1:30 - 3:00 pm

Stone Arch 1

Exchange of Tax Information Is Everywhere – Knowing the Rules and Understanding the Landscape

Caroline Ciraolo | Kostelanetz & Fink LLP
Tim Jacobs | Hunton Andrews Kurth LLP
Kevin Spencer | McDermott Will & Emery LLP

Stone Arch 2

Transfer Pricing – Effective Competent Authority Management

Sonja Schiller, Moderator | Microsoft Corporation
John Breen | Deloitte Tax LLP
Jason Osborn | Mayer Brown LLP

North Loop

Preparing for Appeals

Brad Pees, Moderator | Nestle
George Abney | Alston & Bird LLP
Paul DiSangro | Mayer Brown LLP
Matthew Lerner | Sidley Austin LLP

3:00 - 3:15 pm

Break

3:15 - 5:00 pm

Stone Arch 1

Managing Multi-Jurisdictional Tax Disputes

Miriam Fisher | Latham & Watkins LLP
Julia Kazaks | Activision Blizzard
Thomas Linguanti | Morgan, Lewis & Bockius LLP
Gary Wilcox | Mayer Brown LLP

Stone Arch 2


William Colgin | Holland & Hart LLP
Lawrence Hill | Winston & Strawn LLP
Thomas Kittle-Kamp | Mayer Brown LLP

North Loop

Tax Research and Technology Tools – Sharpening Your Edge

Matt Cooper | Deloitte Tax LLP
Richard Fultz | Ernst & Young LLP

CONTINUED...
**State & Local Tax Controversy**

**Wednesday, May 22**

8:00 - 8:30 am
Registration & Continental Breakfast
Stone Arch Foyer

8:30 - 8:45 am
Welcome & Introduction
Eli J. Dicker | Tax Executives Institute
Stone Arch 1

8:45 - 10:15 am
Strategic Considerations for Managing Your Audit and Litigation Portfolio
Jeffrey Friedman, Ted Friedman, Maria Todorova | Eversheds Sutherland (US) LLP
Stone Arch 1
This session will discuss the state tax litigation and appeals process, exhaustion of remedy requirements, setting the record in your case, and the strategic considerations for planning and evaluating the timing of a state tax controversies across multiple jurisdictions.

10:15 - 10:30 am
Break

10:30 am - 12:00 pm
State Tax Litigation Survival Guide: Preparing for Litigation
Timothy Gustafson, Charles Kearns | Eversheds Sutherland (US) LLP
Stone Arch 1
What do you do when a state tax controversy has been initiated? This session will discuss what you need to put in place. Learn how to get organized and streamlined, including document organization, document holds, ensuring privileges are maintained, and organizing responses.

12:00 - 1:45 pm
LUNCH PROGRAM:
In-House Perspectives on Managing Audits and Litigation Panel
Jeffrey Friedman, Moderator | Eversheds Sutherland (US) LLP
Brian Kuntz | Uber Technologies, Inc.
Denise Obrochta | Walgreens
This panel of in-house tax professionals representing various industries will discuss how their company handles state tax controversies, including common challenges they face and strategies they use to manage state tax controversies.

1:45 - 3:00 pm
Scoreboard Review: Impact of Recent State Tax Cases on Your Litigation
Michele Borens, Charles Capouet, Scott Wright | Eversheds Sutherland (US) LLP
Stone Arch 1
This session will discuss the biggest wins and losses that taxpayers had in state and local tax this year, the impact these cases have on taxpayers and state taxing authorities, and practical considerations in state tax systems where the deck appears to be stacked against taxpayers.

3:00 - 3:15 pm
Break

3:15 - 4:30 pm
Conveying Your Litigation Message Effectively
Jessie Eisenmenger, Todd Lard, Eric Tresh | Eversheds Sutherland (US) LLP
Stone Arch 1
Have you ever faced challenges trying to explain state tax to non-tax people? Learn how to develop your litigation message and discuss effective ways to communicate your litigation message to non-tax people such as general counsel, C-level leadership, judges, and legislative representatives.

5:30 pm
Social Event
Continental Breakfast

Ethical Dilemmas Facing State Tax Professionals

Todd Betor, Timothy Gustafson, Daniel Schlueter | Eversheds Sutherland (US) LLP

Resolving state tax issues presents numerous ethical dilemmas for tax professionals. The session covers the ethical rules for CPAs and attorneys. The speakers will also examine emerging ethical dilemmas, such as whistle blowers, and how to mitigate risk.

View from the Other Side – Opposing Counsel Panel

Pilar Mata, Moderator | Tax Executives Institute
Clifton Cox, Special Counsel (invited) | Florida Office of the Attorney General
Brett Goldberg, Tax Counsel | Massachusetts Department of Revenue
John Wike, Senior Assistant Attorney General | Tennessee Attorney General’s Office

This panel will feature seasoned attorneys who represent the states and localities in tax controversies and discuss state tax litigation from their perspective, common challenges they face, and how taxpayers can work more effectively with opposing counsel during litigation.

Effective Uses of Technology in Audits and Litigation

Charles Kearns, Moderator | Eversheds Sutherland (US) LLP
Timothy Contino, Thomas Donnelly, Tony Massimo, Dominic Zambrano | Comcast Corporation

The speakers will discuss about information technology advancements and uses of technology to leverage information and automation to improve state and local tax controversy management.

Positioning Your Company for Success after Wayfair and Tax Reform

Todd Betor, Michele Borens, Jeffrey Friedman | Eversheds Sutherland (US) LLP

What will the upcoming state tax controversy landscape look like? Take a deep dive on up and coming state tax issues that will likely spur scrutiny by state taxing agencies and future litigation, such as Wayfair and tax reform. The speakers will discuss the best practices and tactical considerations to prepare for these potential challenges.

All Rise for a Peek Behind the Bench – State Tax Tribunal Panel

Richard Pomp, Moderator | University of Connecticut, School of Law
Bradford Delapena, Chief Judge | Minnesota Tax Court
Robert T. Manicke, Judge | Oregon Tax Court
Roberta Moseley Nero | New York State Tax Appeals Tribunal

Have you ever wondered what goes on behind the bench? Well, here is your chance. The panel of distinguished judges, moderated by Professor Rick Pomp, will discuss state tax controversies from their perspective.
2019 Audits and Appeals Seminar

GENERAL INFORMATION

Registrations

Registration is limited to members of TEI and other in-house tax professionals. (Individuals engaged in private law, accounting, or other consulting practice are ineligible to attend.) No partial or split registrations are permitted. Registration forms without payment will not be processed by TEI. Please note: Membership in Tax Executives Institute is on an individual basis; there are no “company” or “corporate” memberships. Only members of the Institute — or individuals whose membership applications are pending at TEI — are entitled to the member rate. All others are required to pay at the listed nonmember rate. For membership information, visit the “Membership” section of www.tei.org. A registration will not be processed unless it is accompanied by payment, and no registrations will be taken over the telephone.

By web: www.tei.org. You must login before registering.
By mail: Tax Executives Institute, Lockbox 9407 PO Box 70280, Philadelphia, PA 19176-0280. Send registration form with check or credit card information.
By fax: 202.638.5607. Credit card registrations only. VISA, MasterCard, American Express, Diners Club, and Discover only. To ensure confidentiality, please fax between 9 a.m. and 4 p.m. ET.
By email: meetings@tei.org

Enrollment is limited and registrations will be accepted on a first-come, first-served basis. Should maximum enrollment be reached prior to the seminar and TEI cannot accept your registration, you will be notified immediately. You will receive a confirmation by email; no other confirmation will be sent.

Applications should be completed in full. The requested information will be used to comply with continuing education requirements established by state CPA and bar associations as well as federal antidiscrimination rules.

Cancellation and Substitution Policy

All cancellations must be made in writing by 4:00 pm ET on May 3, 2019, and will be subject to an administrative service charge of $75 (U.S.); for cancellations after May 3, 2019 (the date handout materials become available) and before May 10, 2019, the charge will be $200 (U.S.). No refunds will be made for cancellations received after May 10, and for no-shows. To cancel, please send an email to meetings@tei.org. In the event of cancellation or oversubscription of the conference, TEI’s liability is limited to the return of the registration fee. There will be a $50 substitution fee assessed if you would like to change registrants.

Handout Materials

Materials will be posted in a searchable format on a secure website. Beginning two weeks before the conference, registrants will be able to access the handouts via a secure link (requiring a password), so they can download or print them out. No paper copies will be provided in your registration materials, and no onsite printing facilities will be available. TEI encourages you to download or print documents of interest in advance. (Wi-Fi will be available in the meeting rooms but we strongly suggest downloading the materials in advance.) Materials will remain accessible by registrants for one month after the conference.

Facilities

A block of rooms is being held at the Loews Hotel. Registrants are responsible for making their own reservations. Please telephone the hotel at (877) 878-5670 or (612) 677-1100, and identify yourself as a member of the Tax Executives Institute group. The room rate is $209 single/double, plus tax. TEI’s block of rooms will be released for sale to the public on April 29, 2019. Requests for accommodations after that date, or if the block sells out prior to April 29, cannot be ensured.

Loews Hotel, 601 N 1st Ave, Minneapolis, MN 55403 | (612) 677-1100

Recording Devices

The use of recording devices is prohibited. Please silence all electronic devices upon entering the meeting room.

Financial Aid for Illinois Licensed Attorneys

Scholarships to defray tuition expense for this program are available for in-house tax professionals (both TEI members and nonmembers) who are temporarily unemployed and who are Illinois licensed attorneys with a demonstrated financial hardship. Scholarships will be reviewed and provided upon application on a case-by-case basis. Attorneys who qualify will receive at least a 50% reduction in the conference fee (which does not include any reduction or reimbursement for meals, lodging, or travel costs associated with the seminar). To request information on whether you might qualify, please contact us at meetings@tei.org.

Questions?

Call TEI at 202.638.5601, email to meetings@tei.org or visit www.tei.org. Click on “Continuing Education.”
CPE CREDIT INFORMATION

Tax Executives Institute is registered with the National Association of State Boards of Accountancy (NASBA) as a sponsor of continuing professional education on the National Registry of CPE Sponsors. State boards of accountancy have final authority on the acceptance of individual courses for CPE credit. Complaints regarding registered sponsors may be addressed to the National Registry of CPE Sponsors, 150 Fourth Avenue North, Suite 700, Nashville, TN 37219-2417. Website: www.nasba.org.

For more information regarding administrative policies such as complaint or refund, please contact TEI directly at 202.638.5601.

Date May 20-23, 2019
Delivery Method Group Live
Program Level Basic
Field of Study Taxes

Learning Objective Designed to provide the tools and techniques to enable tax professionals to effectively manage federal, transfer pricing and state and local tax controversies.

Prerequisite No prerequisites.

Advanced Preparation No advanced preparation required.

CPE Credit 31.5 Maximum minutes for four-day program (based on a 50-minute hour).

CLE Credit 26.5 Maximum minutes for four-day program (based on a 60-minute hour).

Ethics Credit 1.5 Credits are available during federal/transfer pricing days.

Disclaimers Tax Executives Institute and TEI Education Fund accord to participants of any race, color, creed, sex or national ethnic origin all the rights, privileges, programs, and activities generally accorded or made available to participants at its program, courses, and other activities.

CPE/CLE requirements vary from jurisdiction to jurisdiction. TEI's education programs are designed to meet NASBA standards, and are generally accepted by CPE/CLE agencies across the United States. Registrants should check the rules in their own jurisdictions to ensure eligibility.
2019 Audits and Appeals Seminar

REGISTRATION FORM

Fee covers course materials and other items specified in seminar announcement. Applications will be accepted on a first-come, first-served basis. Applicants are encouraged to register via www.tei.org. Credit card registrations may be faxed to 202.638.5607 or scanned and emailed to: meetings@tei.org. If registering by check, make checks payable to Tax Executives Institute and mail to Tax Executives Institute, Lockbox 9407 PO Box 70280, Philadelphia, PA 19176-0280. Do not mail applications to TEI’s street address. Questions? Call 202.638.5601 or email: meetings@tei.org.

Name___________________________

Nickname for Badge___________________________

Company___________________________

Mailing Address___________________________

City___________________________

State/Province___________________________ Zip/Zone___________________________

Telephone___________________________ Fax___________________________

Email___________________________

Charge to: VISA MasterCard American Express Discover Diners Club

Card Number___________________________ Exp. Date___________________________ CVV___________________________

Cardholder Name (print)___________________________

Signature___________________________

If faxing your registration using a credit card, please do so between 9:00 am and 4:00 pm ET to ensure confidentiality. Fax number for registrations and cancellations is 202.638.5607. This form can be scanned and emailed to meetings@tei.org.

All cancellations must be made in writing by 4:00 pm ET on May 3, 2019, and will be subject to an administrative service charge of $75 (U.S.); for cancellations after May 3, 2019 (the date handout materials become available) and before May 10, 2019, the charge will be $200 (U.S.) No refunds will be made for cancellations received after May 10, 2019, and for no-shows. Cancellations or substitutes must be received in writing to meetings@tei.org. Refunds of credit card registrations, less administrative charge, will be made to credit card account. TEI’s Federal Taxpayer ID Number is 52-0239291.

In accordance with section 274(n) of the Internal Revenue Code, registrants are notified that the portion of the course registration fee attributable to food and beverage is $130 (U.S.) for the 1 day program, $320 for the 2 day program, $350 for the 3 day program and $640 for the 4 day program.