

29th Annual Course

Advanced Estate Planning Strategies

LIVE Truckee, California • April 20-21, 2023 • The Ritz-Carlton, Lake Tahoe

Due to the highly interactive nature of this course, it will not be recorded.
Don't miss this unique program!



MCLE CREDIT 13 Hours (3.25 Ethics)

↓ Downloadable Course Materials



TexasBarCLE.com | (512) 427-1574

Education by the Bar, for the Bar

TexasBarCLE presents the 29th Annual Course

Advanced Estate Planning Strategies

Cosponsored by the Real Estate, Probate & Trust Law Section of the State Bar of Texas

Register early and **save up to \$75!**

(See page 7 for details.)

LIVE Truckee, CA

April 20-21, 2023

The Ritz-Carlton, Lake Tahoe

Register by **April 6** to save!

PLEASE NOTE:

Because the health and safety of staff and attendees is our top priority, TexasBarCLE and host hotels will follow the latest CDC guidelines for in-person events. Attendance will require you to comply with protocols that promote a safe environment. (See more details.)

If an event is rescheduled or changed to webcast, registrants will be seamlessly transferred or may request a refund.



The Ritz-Carlton

MCLE CREDIT

13 Hours (3.25 Ethics)

MCLE Course No: 174179938

Applies to the Texas Bar College and the Texas Board of Legal Specialization in Estate Planning and Probate and Tax Law.



Scan to report
your MCLE hours.

WEDNESDAY

5:00 p.m. - 6:00 p.m.

Welcome Social Sponsored by Our Partner Sponsors

Plus! We will have early check-in and you can meet your colleagues!

THURSDAY

7 hours including 2 ethics

8:00 **Registration**

Enhanced Breakfast Provided by Our Exclusive Principal Sponsor

8:55 **Welcoming Remarks**

Course Director

Lora G. Davis, *Dallas*

Davis Stephenson

9:00 **When One Is Not Enough: Dividing Fiduciary Powers and Dispositions** 3 hrs (.5 ethics)

- Executor and trustee power to construe instrument
- Co-fiduciary management issues
- Slicing and dicing fiduciary powers and disposition powers
- Making a beneficiary the grantor for income tax purposes
- Discretionary charitable distributions by a fiduciary or powerholder
- Strategies to increase flexibility during fiduciary administration
- What's different and what's changed in asset protection states
- Advising fiduciaries regarding powers and acting pursuant to them
- The importance of cooperation between fiduciaries and attorneys
- Powers of appointment vs. fiduciary powers
- Exercising powers of appointment by committee
- Who gets fiduciary liability insurance?
- Texas directed trusts
- Dealing with conflicts between trustees and medical agents
- Problems due to insufficient planning
- Dealing with difficult family dynamics

Moderator

Philip M. Lindquist, *Plano*

Lindquist Eisenberg

Panelists

Tanya E. Feinleib, *San Antonio*

Langley & Banack

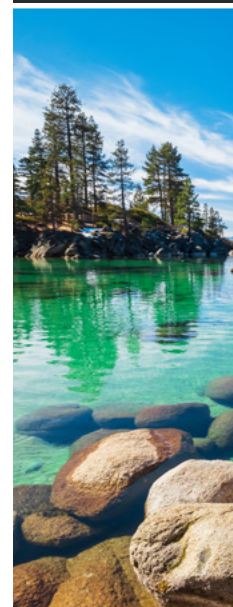
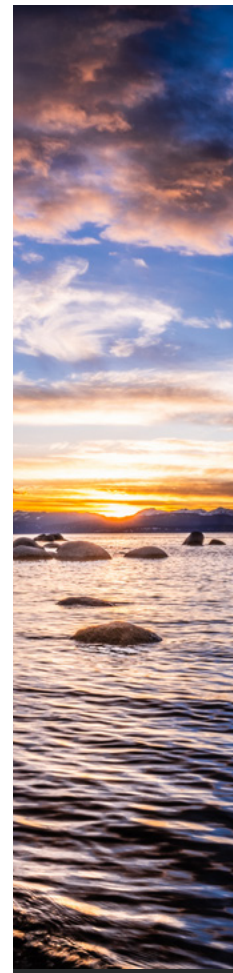
David F. Johnson, *Fort Worth*

Winstead

Michaëlle Rafferty, *Reno, NV*

Maupin Cox & LeGoy

12:15 **Break - Lunch Provided**





12:30 **Luncheon Presentation: Lawyer Resilience** 1 ethics

Chris Ritter, JD, MEd, *Austin*

In-House Legal Counsel, State Bar of Texas

1:30 **Networking Break**

1:45 **If You've Got the Money (Honey): Using Nonprofit Organizations and Other Techniques for Good** 3 hrs (.5 ethics)

- Developments (evolving and complete)
- Creating social welfare entities and special purpose trusts
- ESG planning
- Private foundations and beyond
- Changing charitable organization classifications
- Terminating a charitable trust early
- Conservation easements
- Joint ventures and other business endeavors

Moderator

Shannon Guthrie, *Dallas*

Guthrie Law Firm

Panelists

Reynolds T. Cafferata, *Reno, NV*

Rodriguez Horii Choi & Cafferata

Prof. Susan N. Gary, *Eugene, OR*

University of Oregon School of Law

Michele A. W. McKinnon, *Richmond, VA*

McGuire Woods

5:00 **Adjourn to Networking Social Provided by Our Exclusive Partner Sponsor**

FRIDAY

6 hours including 1.25 ethics

8:00 **Enhanced Breakfast Provided by Our Exclusive Principal Sponsor**

8:25 **Announcements**

8:30 **Lessons From King Lear: How (and How Not) to Transition a Closely Held Business** 3 hrs (.75 ethics)

- Planned and unplanned transfers of the business, including death, disability, and divorce
- The Toolbox: buy-sell agreements (cross-purchase/redemption), separate or serial LLCs, voting and nonvoting interests, voting trusts, etc.
- Valuation methods, formulas, and funding
- Tiebreaker/deadlock provisions for family members
- Ancillary agreements to coordinate (deferred comp, salary continuation, salary caps, leases, ESOPs, etc.)
- Challenges at death, including paying estate tax (Section 6161 or 6166 deferral, *Graegin* loans, etc.)
- Graceful exits for family members and best practices to reduce/avoid family disputes
- Dealing with charities as owners—getting them in and getting them out
- Cleaning up the estate plan after a transition

Moderator

Mickey R. Davis, *Houston*

Davis & Willms

Panelists

Leslie Kiefer Amann, *Houston*

Attorney/ Of Counsel to Sentinel Trust Company

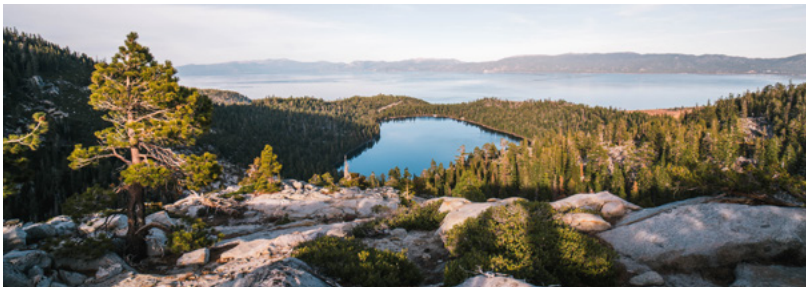
Habeeb (Hobbs) Gnaim, *Houston*

Chamberlain Hrdlicka White Williams & Aughtry

Daniel H. McCarthy, *Fort Worth*

Wick Philips Gould & Martin

11:45 **Break - Lunch on Your Own**



1:15 **Brother, Can You Share a Dime: Advising High Net Worth Families**

3 hrs (.5 ethics)

- Organizing an advisory team (moving on from less sophisticated advisors)
- Outsourced family office options
- Establishing standalone family offices
- Private trust companies (PTC)
- Working with third parties and confidentiality issues (how transactions can be structured differently based on whether the PTC is disinterested or not, other third parties like executive assistants, CPAs, life insurance agents, financial advisors, etc.)
- Issues that arise with private foundation and cost-sharing
- Transition of the private foundation to the next generation or professionals (informal division, legal separation, termination, and related tax issues)
- Assisting family structure shared management responsibilities when the family heads are gone. Who is the new leader? Legacy assets?

Moderator

Tina R. Green, *Dallas*
The Arnold Companies

Panelists

Bryan Phillips, *Houston*
Ytterberg Deery Knull

Derry Swanger, *Austin*
Swanger Prickett

Bob Weylandt, *Houston*
J.P. Morgan

4:30 **Adjourn**



Mark Your Calendar

- **Advanced Estate Planning and Probate**
LIVE Dallas
June 7-9, 2023
Westin Galleria Dallas
- **Advanced Tax Law**
WEBCAST
August 2023
- **Estate Planning and Probate Drafting**
LIVE Dallas
October 2023
Check [TexasBarCLE.com](https://www.texasbarcle.com) soon for dates and location!

BENEFITS OF ATTENDING A LIVE COURSE

- Make the connections you need for the business you want: 80% of clients come from trusted sources such as fellow attorneys.
- Be the first to learn of vital developments and potential changes in your practice area.
- Gain guidance and insight from face to face Q & A with course faculty.
- Get inspired and motivated by connecting with judges, fellow attorneys, and other professionals - many with the same issues and concerns you may have.
- Take time away from the office to focus on CLE without distractions!

• Thank You to Our Sponsors

• Exclusive Partner



• Exclusive Principal



• Exclusive Counsel



• Partner / Welcome Social



• Counsel



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• Supporter

Interested in Sponsoring or Exhibiting at this Course or Others? Please view the [TexasBarCLE Course List](#) and contact us at clesponsorships@texasbar.com.





Reserve Your Hotel Room Early

Hotel rooms have been blocked at special rates on a space available basis. To make a reservation, contact the hotel and indicate that you will be attending this State Bar of Texas course.

LIVE Truckee, CA

The Ritz-Carlton
13031 Ritz Carlton Highlands Court
Truckee, CA 96161
(530) 562-3000

\$229 per night (plus resort fee)

A discounted resort fee of \$20/night plus applicable taxes will be applied to all reservations.

Hotel Deadline: March 16, 2023

[Make your reservation online.](#)

Parking: Valet only is \$45/day.

• Daily Resort Fee

The resort fee includes complimentary WiFi in your sleeping room, 24-hour access to a state-of-art fitness center, Mountain Concierge, and Ski/Golf Valet services including overnight storage, daily seasonal welcome beverage, and s'mores kit upon arrival.

• About the Hotel

Located mid-mountain and just 15 minutes away from the pristine Lake Tahoe, this luxury resort provides a family-friendly destination in all seasons. Interlacing the local Tahoe surroundings throughout its interior and amenities, The Ritz-Carlton, Lake Tahoe provides guests with an inviting oasis for relaxation after their adventure-filled days on the slopes or at the lake. Reconnect the mind and body with the signature Journey through the Forest treatment at our luxurious spa. Explore nearby shopping and dining in the Village at the Northstar California Resort and historic downtown Truckee.

• Shuttle Service

North Lake Tahoe Express – This shuttle service offers year-round service between the Reno-Tahoe International Airport and the North Lake Tahoe and Truckee area. You can schedule your shuttle to and from several North Lake Tahoe locations, including Northstar, Kings Beach, Incline Village, Tahoe City and more.

• Course Director

Lora G. Davis Dallas

• Planning Committee

Leslie Kiefer Amann Houston
Shannon Guthrie Dallas
Philip M. Lindquist.....Plano
Bill Pargaman..... Austin
Steve Saunders Austin
Derry Swanger Austin
Laura Upchurch Brenham
Eric Viehman Houston
Melissa J. Willms..... Houston

• TexasBarCLE Planning Team

Virginia Izaguirre Director of Program Planning
Eko K. A. Owen..... Program Coordinator
Mason Starkey..... Written Materials Coordinator
Kathy Kasper Meeting Planner

• Real Estate, Probate & Trust Law Section of the State Bar of Texas

Denise Cheney Chair
Melissa J. Willms..... Chair-Elect/Secretary
Richard Crow..... Treasurer
Craig Hopper..... Immediate Past Chair

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REPTL REAL ESTATE, PROBATE & TRUST LAW SECTION OF THE STATE BAR OF TEXAS

► ENJOY YOUR MEMBERSHIP IN:

- **THE OFFICIAL** online quarterly, The REPTL Reporter Containing case law summaries, feature articles, and news.
- **ACCESS** to an online collection of CLE materials from recent real estate, probate and trust law seminars.
- **ACCESS** to the latest work product of REPTL committees.
- **\$100 DISCOUNT** off the annual subscription price to the TexasBarCLE's Online Library (regularly \$295).
- **MEMBERSHIP** is available to all Texas-licensed attorneys and (on a non-voting basis) to all law students for just **\$30 per year**.

WAYS TO SAVE ON THIS COURSE!

Register by April 6 and Save \$50

Early registrations help us ensure that sufficient seating and refreshments are available. Seating will be reserved for preregistrants until the start of the first topic.

Real Estate, Probate & Trust Law Section Members Can Save \$25

Not a member? To join, visit your My Bar Page and join online, or download a membership form from [TexasBar.com/sections](https://www.texasbar.com/sections) to pay by mail. Please do not send section membership payment with your registration fee.

Texas Bar College Members Can Save \$25

To join or learn more, visit [texasbarcollege.com](https://www.texasbarcollege.com) or call (512) 427-1819.

Paralegal Division Members Can Save \$25

To join or learn more, visit [txpd.org](https://www.txpd.org) or call (806) 443-2209.

Earn Discounts by Registering

Five or More from your firm or agency. Contact Firm & Group Sales Manager Laura Angle at (512) 263-2802 or laura.angle@texasbar.com.



FYI

- **Active Texas State, County, and Federal Judges, Administrative Law Judges, Hearing Examiners, and Judge's Staff Attorneys may attend out-of-state programs for a discounted rate or in-state programs for free, provided:**

(1) the course directly relates to the judge's/tribunal's jurisdiction, (2) the judge is a full-time judge or retired under a judicial retirement system and (3) space is available for all paying registrants. This privilege does not extend to prosecutors, receivers, trustees, other court staff, or persons serving part-time in a judicial capacity. Actual attendance is required to receive course materials.

- **Parking Information** is subject to change and does not guarantee available space.
- **If You Need Special Accommodations to Attend or Have a Food Allergy**, please contact us as soon as possible at (512) 427-1751 or kathy.kasper@texasbar.com.

- If you would rather have a refund, call (512) 427-1574 or fax your request to (512) 427-4443. **Refund requests must be made** at least one business day before the program.

- **Policy of Impartiality**

The State Bar of Texas does not endorse political candidates. When a candidate for the public office is included in promotion for or participates in a TexasBarCLE event, the State Bar is not taking a position for or against anyone's candidacy.

REGISTER FOR THE LIVE COURSE

ONLINE

TexasBarCLE.com

Credit Card Only

PHONE

(512) 427-1574

during business hours

Credit Card Only

MAIL

State Bar of Texas

P.O. Box 676916

Dallas, TX 75267-6916

check or credit card

REGISTERING

FIVE OR MORE?

E-mail Laura Angle at

laura.angle@texasbar.com

for group discount information



Advanced Estate Planning Strategies [5075]

• LIVE Lake Tahoe, CA • April 20-21, 2023

Registration fee.....\$995

Take \$50 OFF: Register by April 6

Qualifying judge or judges' staff attorney.....\$250*

*Does not qualify for further discounts in the Discounts section at right.

Your course registration includes:

- Coffee and pastries on Thursday and Friday
- Lunch provided on Thursday
- Complimentary Wi-Fi
- Course materials as a PDF download only – register early to access them in advance!

• Course Materials

Written materials will be provided as a PDF download only.

Register in advance and we'll send you an email to download/print the materials when they become available. (You must be a registered user of TexasBarCLE.com to use this feature. Becoming a registered user is free and only takes a moment.) **Note:** Please download the materials before you arrive at the course, since internet access may be limited.

• Discounts

I am entitled to 1 or 2 discounts on this course:

\$50 OFF because I am registering by April 6. (If by mail, date of postmark will be determinative.)

\$25 OFF because (choose 1 box only) I'm a member of the:

- Real Estate, Probate & Trust Law Section
- Texas Bar College
- Paralegal Division

For more information, see page 6.

- I can't attend, but would like the materials, search [Publications](#) at TexasBarCLE.com (available 1-2 weeks after the course) and order the PDF download for \$85 (plus tax).

QUESTIONS? (512) 427-1574

• My total is \$ _____ . I am paying by:

Check (enclosed) payable to the State Bar of Texas for \$ _____

Visa Mastercard Amex Discover

PLEASE PRINT LEGIBLY Account No. _____ Exp. Date _____

Name on card (Please print) _____

Signature _____

State Bar Membership No. _____

Registrant Name _____

Firm Name/Court _____

Address for Bar-Related Mail _____

City/State Zip _____

Phone () _____ Fax () _____

E-Mail (required for registrant's PDF download option): _____

A confirmation of your registration will be sent to the e-mail address you provide.