



Tax Avoidance

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Tax Evasion

Avoiding Tax Malpractice Avoiding Tax Malpractice

Eldon Revare James



Avoiding Tax Malpractice Avoiding Tax Malpractice:

Avoiding Tax Malpractice Robert Feinschreiber, Margaret Kent, 2000 CCH's new Avoiding Tax Malpractice is not only a very important issue spotter and prevention guide for tax professionals but is also very interesting reading. This insightful resource not only tells the reader how to avoid and limit tax malpractice problems but it also educates the reader on a wide range of actual situations that have led to problems in the past. As noted authors Robert Feinschreiber and Margaret Kent reveal, knowing how to avoid tax malpractice is not necessarily an intuitive exercise on the part of practitioners and some of the true causes for malpractice litigation will surprise many readers.

Tax Malpractice Michael B. Lang, 2013. Despite considerable regulation of tax practitioners by both statutory rules and professional ethical standards, when a tax advisor mishandles a client's tax work, whether because of incompetence, a conflict of interest, or for some other reason, the client seeking redress must generally resort to malpractice or related actions against the errant tax advisor. Such actions draw upon a peculiar mixture of tax law, professional ethical standards promulgated by state bars, and the IRS Office of Professional Responsibility and torts law—three areas of law usually frequented by different groups of experts. This article attempts to further understanding of this peculiar mixture by addressing core issues of malpractice and related causes of action in a tax practice context, covering issues such as the duties to the client, possible causes of action, damages, privity, statutes of limitations, and repose, and the relevance of ethical rules. In addition, it discusses key procedures that tax practitioners can use to reduce their malpractice risk and explores some classic tax practice situations fraught with malpractice potential. While the discussion is largely based upon the standards applicable to lawyers, much of it applies equally to other tax practitioners, particularly CPAs. However, unlike other tax practitioners, lawyers generally cannot limit their malpractice liability prospectively or, if they can, only do so with some difficulty. In addition, in some contexts, lawyers may be subject to special rules, such as with regard to the applicable statutes of limitations. The article represents one view of important legal issues and concerns that tax professionals should bear in mind, along with other factors, in trying to prevent, avoid, or mitigate the risk presented by malpractice-type litigation.

Fiduciary Duties and Liabilities David H. Glusman, Gabriel Daniel Martin Ciociola, 2006

Price on Contemporary Estate Planning John Richard Price, Samuel A. Donaldson, 2008. A mine of information and expertise packed with valuable practice tips, this is the most current and comprehensive single volume estate planning resource available. Providing theoretical grounding and a practice-oriented approach, Price shows how to handle the full range of estate planning problems and techniques.

Living Trusts and Other Ways to Avoid Probate Karen Ann Rolcik, 2002. Explains various ways to avoid the probate court system when passing your estate on to your family.

Standards of Tax Practice Bernard Wolfman, 1992 **The CPA Journal**, 1996 **The National Public Accountant**, 2002 **The Media Guide for Lawyers** Ellen J. Miller, Timothy H. Hallahan, 1982. A listing and brief description of approximately 1700 audio-visual titles, videorecordings, films, and audiorecordings available for legal education.

and continuing legal education *Proceedings of New York University ... Annual Institute on Federal Taxation* New York University. Institute on Federal Taxation,2005 **California. Court of Appeal (4th Appellate District). Division 2. Records and Briefs** California (State)., *ABA/BNALawyers' Manual on Professional Conduct* ,2002 Problems of Public Finance Jens Peter Jensen,1924 *Multistate and Multinational Estate Planning* Jeffrey A. Schoenblum,2008 **Colorado Lawyer** ,1994 *Index to Legal Periodicals* Eldon Revare James,1985 The Tools & Techniques of Estate Planning Stephan R. Leimberg,1995 *California. Court of Appeal (2nd Appellate District). Records and Briefs* California (State)., Taxation for Accountants ,1995-07 **Contemporary Ob/gyn** ,1989

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