

IRS Form 1099 Reporting: What You Need to Know in California

Discover how to navigate the Form 1099 reporting process with ease.

Los Angeles, CA
November 6, 2008

Santa Ana, CA
November 13, 2008

Boyd D. Hudson, Esq.
Adams, Hawekotte & Hudson

Louis E. Michelson, Esq.
Law Offices of Louis E. Michelson, APC

Vicki L. Mulak, E.A., CFP
American Financial And Tax



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Your Course Agenda

- 8:00 AM – 8:30 AM **Registration**
- 8:30 AM – 9:45 AM **Overview of the IRS 1099 Forms Series and Compliance** — Vicki L. Mulak, E.A., CFP
- Form 1099-A, 1099-C, 1099-CAP, 1099-DIV, 1099-LTC, 1099-MISC, 1099-R, 1099-S, 1099-SA, 1099-H
- 9:45 AM – 10:00 AM **California 1099 Reporting Requirements**
- Separate Filing
 - FTB and IRS Forms 1099
 - Combined Federal and State Filing
- 10:00 AM – 10:10 AM **Break**
- 10:10 AM – 11:00 AM **Withholding on Foreign Persons** — Vicki L. Mulak, E.A., CFP
- Nonresident Withholding on Foreign Persons
 - Real Estate Withholding and 10 Exceptions
- Incorrect Uses of Form 1099**
- Employee Auto Allowances
 - Casual Labor and Domestic Employees
- 11:00 AM – 12:00 PM **Form 1099 Reporting in Lawsuits and Settlements** — Louis E. Michelson, Esq.
- Taxable vs. Nontaxable Settlements
 - Payments to Attorneys
 - Importance of Allocations in Settlement Agreements
- 12:00 PM – 1:00 PM **Lunch (On Your Own)**
- 1:00 PM – 1:30 PM **Schedule C – Sole Proprietorship** — Boyd D. Hudson, Esq., and Louis E. Michelson, Esq.
- Recordkeeping and Substantiation
 - Audits
 - Activity Codes and Form SS-4 (Employer Identification Number)
 - Statutory Employee, Contract Labor
 - Business Use of Home
- 1:30 PM – 2:15 PM **Independent Contractor vs. Employee – Federal** — Boyd D. Hudson, Esq., and Louis E. Michelson, Esq.
- Behavior Control and Financial Control
 - Understanding of the Parties
- 2:15 PM – 3:00 PM **Independent Contractor vs. Employee – California** — Boyd D. Hudson, Esq., and Louis E. Michelson, Esq.
- 11 Common-Law Factors
 - California's Definition of Employment and Treatment of Unlicensed Contractors
- 3:00 PM – 3:10 PM **Break**
- 3:10 PM – 3:30 PM **Income (IRC Section 61)** — Boyd D. Hudson, Esq., and Louis E. Michelson, Esq.
- Reconstruction by IRS Substitute for Return
 - IRS Proposed Assessment
 - Statute of Limitations: Application to Filed and SFR Returns
- 3:30 PM – 4:15 PM **Client Reconstruction of Records** — Boyd D. Hudson, Esq., and Louis E. Michelson, Esq.
- Cohan Rule Allowing Taxpayer to Reconstruct Expenses
 - Meal, Entertainment and Traveling
 - IRS Policy Statement P-4-39
- 4:15 PM – 4:30 PM **Clergy Reporting** — Louis E. Michelson, Esq.
- Treatment as Dual Status (Employee and Self-Employed)

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Your Seminar Leaders

Boyd D. Hudson, Esq., is an attorney with Adams, Hawekotte & Hudson, where he focuses on federal and California tax planning, estate and financial planning, corporate and business planning, and representation of taxpayers in tax disputes before taxing authorities. He has been a certified public accountant since 1981. Before commencing his law practice in 1990, Mr. Hudson was a senior tax manager at Deloitte & Touche in Woodland Hills and a senior tax manager at KPMG Peat Marwick in Los Angeles. He received his bachelor's degree in history, with honors and departmental honors in history, from Claremont Men's College, and his J.D. and M.B.A. degrees from UCLA School of Law and Graduate School of Management. Mr. Hudson speaks before accounting and other professional groups on tax and business planning issues. He is the author of several articles on taxation and estate planning that have appeared in the *Los Angeles Daily Journal* and *The Tax Advisor*. Mr. Hudson is a certified specialist in taxation law through the State Bar of California Board of Legal Specialization.

Louis E. Michelson, Esq., of the Law Offices of Louis E. Michelson, APC, in Sherman Oaks, focuses his practice on income tax planning, charitable giving and other federal, state and local taxation issues for individuals, corporations and tax-exempt organizations. Mr. Michelson advises public charities, private foundations, religious and educational organizations, and other nonprofit organizations on issues of formation, management, joint ventures, planned giving and board governance. He also has extensive experience with income tax planning for business transactions and estate planning. Mr. Michelson received his B.A. degree, with general honors, from the University of Chicago; his M.S. degree in accountancy from DePaul University; and his J.D. degree from UCLA School of Law. He has been a certified public accountant since 1984, and has been admitted to practice with the U.S. Tax Court and the U.S. District Court, Central District of California. Mr. Michelson has served as chair of the Taxation Section of the Los Angeles County Bar Association, as chair of the Tax-Exempt Organizations Committee of the Taxation Section of the State Bar of California, as co-chair of the Nonprofit Organizations Committee of the Business Law Section of the State Bar of California (2000-2006), and as chair of the Tax-Exempt Organizations Committee of the Taxation Section of the Los Angeles County Bar Association. In May 2001 he participated in the Los Angeles County/State Bar of California delegation to the Internal Revenue Service, treasury and staff of the congressional tax committees in Washington, D.C., to discuss proposed guidance, as set forth in a co-authored paper, "Getting Connected: Business and Politics of Charities on the Internet." Mr. Michelson is a lecturer at UCLA Extension, where he teaches seminars on tax issues of nonprofit organizations. He has lectured for business and professional organizations and written articles on various federal and California tax topics. He is a member of the American, California, Los Angeles County and San Fernando Valley Bar Associations.

Vicki L. Mulak, E.A., CFP, is an enrolled agent and a certified financial planner, and she is insurance and securities licensed. As owner of American Financial and Tax, located in Tustin, Ms. Mulak has assisted both business owners and individuals for 22 years in a variety of tax and financial matters, including tax planning and preparation (individual, business and estate/trust), tax representation in audit and collections, retirement planning, estate planning and investment sales. In addition to her private practice, she has represented the tax practitioner community for more than 11 years on the California Employment Development Department's Small Business Employer's Advisory Committee. Ms. Mulak regularly speaks on California tax law and other tax-related business topics to such groups as the California Society of Enrolled Agents and the California Society of Tax Consultants. The National Association of Tax Professionals continues to retain her services for multiple education offerings across the United States. In 2006 Ms. Mulak was the recipient of CSEA's prestigious Thomas P. Hess Award in recognition of her contributions to the fulfillment of the educational goals of CSEA. She is a popular presenter for CSEA's Tax Boat education cruise and part of the faculty of CSEA's Super Seminar. In 2005 she was a featured speaker for Gear Up seminars. In December 2004, Ms. Mulak appeared on the IRS' webcast "Tax Talk Today." She is also contracted with the "Best in the West" seminar hosted by the Nevada Society of Enrolled Agents. Ms. Mulak has taught the corporation portion of the Special Enrollment Exam Class offered by the Orange County Chapter of CSEA for 15 years. She has been an extended education instructor for California State University, Fullerton, for their financial planning certificate program from 1997 to 1998. As the 1996 recipient of the U.S. Small Business Administration's Accountant Advocate of the Year award, she was honored for her excellent support of the local business community. Ms. Mulak is also active with Practitioner Publishing Company, serving as an editor for the *Accounting Quickfinder* book. She received her B.S. degree in business administration from Thomas Edison State College in Camden, New Jersey.

This seminar is by far an important tool to a company's success."

*— Joseph Apollo, Records Assistant
Kamehameha Schools*

Registration

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Who Will Be There?

This seminar is designed for accountants, CFOs, controllers, accounts payable professionals, tax managers, enrolled agents, presidents, vice presidents and bookkeepers.

Your Benefits of Attending

Discover how to navigate the Form 1099 reporting process with ease.

This seminar will take the confusion out of Form 1099. You will gain a thorough knowledge and understanding of form series and compliance. You'll find out everything you need to know about the California 1099 reporting requirements. Don't wait – register today to make sure you stay current and stay in compliance.

Benefits for You

- Comply with California reporting requirements in both separate and combined federal and state filing
- Understand nonresident withholding
- Avoid incorrect usage of Form 1099
- Recognize the importance of allocations in settlement agreements
- Master recordkeeping and substantiation under Schedule C – Sole Proprietorship

Professional Manual

You will receive a professionally prepared manual made exclusively for this seminar by our faculty. If you can't attend, you can still get the manual – along with a copy of the recorded seminar on CD – by simply using the registration form on the inside of this brochure.

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**IRS Form 1099
Reporting: What You
Need to Know**



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Your Benefits of Attending

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