



## TAX

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### TEAM

William B. Duff

Carolyn Purcell Reichenbach

Matthew L. Rosin

Matthew D. Shell

Dirk M. Simpson

RCCB's Tax practice offers sophisticated U.S. and international tax planning and tax controversy services to middle-market companies, investors, executives and individuals, as well as businesses engaged in transactions.

Many clients seek our advice when their business or personal affairs cross the border. These clients rely on us to help balance tax efficiency and tax risk management with their business, investment, or personal goals. To those clients, we offer practical advice, so that they can focus on their business instead of managing their tax affairs, while also avoiding tax traps and tax inefficiencies inherent in international business.

We also represent clients in federal tax controversies. Our track record includes successfully obtaining eight-figure tax refunds for corporate clients in tax litigation, as well as representing individuals through the difficult issues inherent in owning undisclosed foreign assets. In tax controversies, we think strategically to accomplish our clients' goals.

Finally, because tax is an integral part of most transactions, such as mergers & acquisitions, we work closely with our Corporate & Business and Private Client Services Groups to advise on the tax structuring of their transactions.

### FEDERAL TAX CONTROVERSY

We represent our clients in federal tax disputes. Our experience includes:

- Pre-return filing advice
- Administrative practice before the IRS (audits and appeals)
- Litigation in U.S. Tax Court, U.S. Court of Federal Claims, U.S. District Courts

## **INBOUND TAX PLANNING**

We help foreign companies and individuals invest in the U.S. market, including:

- Organization of a U.S. taxable presence, in branch or subsidiary form
- Tax planning for cross-border intercompany agreements, including licenses, debt instruments, management agreements, and other arrangements
- Pre-immigration and post-emigration advice for individuals

## **OUTBOUND TAX PLANNING**

We help U.S. companies as they seek to expand into international markets. Our outbound tax planning services include the following:

- Outbound IP and other business migrations
- Permanent establishment risk for foreign activities
- Subpart F and PFIC planning for cross-border businesses and investments
- Repatriation planning for cash trapped abroad
- Implementation of IC-DISCs

## **TRANSACTIONAL TAX ADVICE AND STRUCTURING**

We work closely with our Corporate & Business and Private Client Services Groups to help plan business and personal transactions. Common planning issues include:

- Tax structuring for mergers and acquisitions, and debt and equity financings
- Reviewing and drafting allocations and distributions for partnerships, limited liability companies, and other pass-through entities
- Preparing tax disclosure in fund formation documents
- Implementation of ESOPs to provide tax-advantaged exits for owners of closely-held businesses
- Employee compensation issues for growth and middle-market companies, including:
  - Option plans
  - Profits interest plans
  - Phantom equity plans

## UNDISCLOSED FOREIGN ASSETS

We have guided over thirty U.S. taxpayers through the complex issues related to foreign assets that have not been disclosed to the IRS. This service includes:

- Strategy and risks for disclosing assets to the IRS, including:
  - Offshores voluntary disclosures
  - Streamlined filing procedures
  - Delinquent FBAR and information return procedures
- Negotiation with foreign banks and advisors to gather records and appropriately allocate liability for penalties
- Repatriation or planning for foreign assets after disclosure
- FATCA compliance

## NOTEWORTHY

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## NEWS

RCCB Announces New Leadership Election and Lawyer Promotions  
*RCCB*, March 21, 2024

Best Lawyers in America Recognizes Six Practices in New York and Pennsylvania in its "Best Law Firms" Report for 2024  
*Best Lawyers®*, November 2, 2023

Twenty-three RCCB Attorneys Recognized in 2024 Edition of the Best Lawyers in America  
*Best Lawyers*, August 17, 2023

U.S. News & World Report - Best Lawyers "Best Law Firms" 2023 Report Recognizes Six Practices  
*U.S. News & World Report*, November 3, 2022

## PUBLICATIONS

New Year, New Reporting Requirements: What the Corporate Transparency Act Means for Your Business  
*RCCB Client Alert*, December 20, 2023