



New York University School of Law
Summer 2020 Registration Instructions
(version date: 5/21/2020)

NYU School of Law offers a range of summer online courses in taxation, primarily for the benefit of continuing students in our part-time programs. These online courses are also open to alumni of the program and other attorneys interested in taking a course on a non-degree basis.

COURSE OFFERINGS

We will offer entirely online, pre-recorded courses this summer.

Students can view all lectures beginning on 05/26/2020 (Monday, May 25 is the Memorial Day holiday). Most exams are held between Tuesday, August 4 - Thursday, August 6. The two Multistate Tax classes will feature take-home exams that run between July 31 and August 7. Check the course descriptions, which begin on page 13, for the exam date/time and other relevant deadlines. The deadline to add online-only classes is Monday, June 15, 2020.

Here is the list of Summer 2020 online courses:

- Corporate Tax I (J. Blank, 2 credits) ONLINE (2018 recording)
- Corporate Tax II (J. Blank, 2 credits) ONLINE (2018 recording)
- Estate and Gift Taxation (M. Gans, 2 credits) ONLINE (Fall 2019 recording)
- International Tax I (F. Shaheen, 2 credits) ONLINE (Fall 2019 recording)
- International Tax II (F. Shaheen, 2 credits) ONLINE (Fall 2019 recording)
- International Tax III (F. Shaheen, 2 credits) ONLINE (**Spring 2020 recording**)
- Multistate Taxation: Income Taxation (R. Pomp, 2 credits) ONLINE (Fall 2019 recording)
- Multistate Taxation: Sales and Gross Receipts (R. Pomp, 2 credits) ONLINE (**Spring 2020 recording**)
- Oil and Gas Tax (D. Wright, 2 credits) ONLINE (Spring 2019 recording)
- Partnership Taxation (N. Cunningham, 3 credits) ONLINE (**Spring 2020 recording**)
- Private Foundations and Their Alternatives (J. Manny, 1 credit) ONLINE
- Survey of Tax Procedure (J. Blank, 1 credit) ONLINE (2017 recording)
- Tax Aspects of Charitable Giving (J. Manny, 1 credit) ONLINE (**Spring 2020 recording** completed by mid-March, prior to the switch to remote instruction)
- Tax Exempt Organizations (J. Manny, 2 credits) ONLINE (**Spring 2020 recording**)
- Tax Fraud and Technology: Blockchain, Zappers, Phantomware, SSaaS & the Dark Cloud (R. Ainsworth, 1 credit) ONLINE (**Spring 2020 recording** completed by mid-March, prior to the switch to remote instruction)
- Tax Policy (J. Blank, 1 credit) ONLINE (Summer 2019 recording)
- Taxation of Intellectual Property (M. Engler, 2 credits) ONLINE (Summer 2019 recording)
- Taxation of Property Transactions (M. Engler, 3 credits) ONLINE (Fall 2019 recording)
- Timing Issues and the Income Tax (Engler, 2 credits) ONLINE (**Spring 2020/2018 recording**)
- Value Added Taxation (R. Ainsworth, 1 credit) ONLINE (Spring 2019 recording)

SPECIAL NOTE ABOUT COVID 19 AND CLASS RECORDINGS

Most of our summer online courses are recordings of on-campus courses from past semesters. These classes will feature professionally produced recordings of a class being offered in a classroom. A few, including Professor Blank's Corporate Tax and Tax Procedure offerings, were recorded in a studio environment (without students) rather than a classroom setting. Additionally, there are five summer classes which were recorded in the Spring 2020 semester when the COVID-19 issue caused many of our on-campus classes to stop meeting on campus. We quickly switched to a different Zoom meeting format for the last six weeks of the Spring 2020 semester, as our campus classrooms were closed due to the state of emergency. The Zoom meeting sessions have pros and cons when compared to our usual classroom recording set up. They are self-recorded and thus are less produced, but the audio and video of faculty/student interactions does tend to be quite good. Thus, some classes which met and were recorded in the Spring 2020 semester had two different formats of recordings. We record most of these five courses each spring, and thus have videos from Spring 2018 and Spring 2019 of the same professor teaching the same class with the same materials.

In each instance, we weighed whether it would be better to splice together videos from two different semesters (to have consistent production values) or if it would be better to use the videos of both classroom recordings and Zoom meetings to have continuity for that particular class, especially given that we had the CARES act come out mid-semester.

Our goal is to offer our students as many courses as we can, but we also want to make clear that classes recorded in Spring 2020 will either feature recordings from two separate semesters or two separate types of recording formats to achieve the best result. (It may be that we took inspiration from Beyoncé, whose award-winning film "Homecoming" features a pastiche of two separate live performances at the 2018 Coachella festival.)

Three classes (Partnership Taxation, Multistate Tax: Sales and Gross Receipts, and Timing Issues and the Income Tax) will feature the same teacher teaching the same class in an earlier semester. In these cases, faculty may record a brief update to help match up the two classes or to provide updates. For example, in the case of the Timing Issues class, there are some updates to the net operating loss provisions in the recent CARES Act. For two classes, (International Tax III, and Tax-Exempt Organizations) we are using all videos from the Spring 2020 semester, which transition from a classroom recording to Zoom meeting format around week 8 of 14 in the spring semester calendar. If you would prefer to take one of these classes in a future semester, you can certainly wait to do so and it will be offered in a more consistent format.

ELIGIBILITY

Classes are open to:

- NYU School of Law LLM, MSL, and Certificate students
- NYU School of Law alumni
- Attorneys who are not enrolled in a degree program, assuming they have taken pre-requisite courses, if any.

Students who are starting in the Graduate Tax Program in the Fall 2020 semester can matriculate early and take summer classes, though we highly recommend you first speak with John Stephens at (212) 998-6394.

Restrictions on enrollment: Typically, JD students may not register for online courses, as many law schools, the ABA, and state bar examiners have rules restricting online coursework. Foreign-trained attorneys looking to use an LLM to qualify to sit for the New York bar exam should contact John Stephens, as online courses generally may not be used for this purpose. On April 21, 2020, the NY Court of Appeals indicated that they would lift restrictions for JD and LLM students for any course which is "[converted to a distance education course as a result of the coronavirus health emergency.](#)" However, our summer tax courses

were intended to be offered online, and thus were not converted from an on campus course to an online course due to the coronavirus emergency and may not satisfy the NY bar examiners' requirements for JD students and LLM students looking to qualify for the bar exam under sections 520.3 or 520.6 of their rules.

Additionally, students located in the following locations may not register for online courses due to regulatory issues: **Guam, Australia, Taiwan**. Students from **Maryland** should contact us at (212) 998-6394 prior to enrolling for additional information.

FOR NON-DEGREE STUDENTS

Getting into our systems:

Once you submit a registration form, it will take a few business days for your record/student account to be created/activated, at which point you will be registered for your courses. The Office of Records and Registration will write to you at the email address provided on your registration form to let you know when you have been registered. At this point, you should reach out to Liz in the Graduate Tax Program at Elizabeth.Robison@nyu.edu to obtain your University ID (called the "N number", i.e., N12346789). You will then use this to create a university log in (called a NetID, i.e. abc123) to pay your bill, set up your NYU email address, and get to your course website(s). Once you obtain your University ID from Liz, you can visit <https://start.nyu.edu/ibin/getnetid.cgi> to create a NetID email account. You will receive important exam and course information at this NYU email address. Liz can help you set up email forwarding of your NYU email account to an address you check frequently.

Course Selection: Many of the online courses are in advanced topics intended for those who have previously studied tax with us or those who are working in tax law. We do offer some courses which, while still very challenging, are good starting points. Please contact John Stephens at john.stephens@nyu.edu or at (212) 998-6394 to discuss.

Auditing: Most students take our courses for academic credit and earn a letter grade. However, it is also possible to audit a course. Auditing requires attending the class sessions and participating in-class, or alternatively, watching a course online. However, auditors do not sit for the exam and don't receive a grade or any academic credit. Auditing incurs the same cost as taking a class for credit. Auditors receive a transcript with a grade of "R."

Transfer Credit: LLM students from other law schools should contact their home school to determine its transfer credit policy, including whether an online course will be accepted for credit. We will require students to provide an email from a school official stating that they will accept credit for an online course, and students should also confirm that they understand any limitations on online coursework from a bar exam qualification perspective. A non-matriculated student has the option to take summer classes for a letter grade, and if the student receives a C or better, he or she may apply to have the credits earned count towards an NYU School of Law degree or certificate, should the student be admitted into a degree or certificate program at a later date. (The first graduate tax course taken at NYU begins an admitted student's five year period of study for an LLM degree.)

Course Materials:

Normally we advise students to purchase a paper copy of the tax code and regulations, as ebooks or online resources historically can't be used in all in-class exams. For the summer session we are asking faculty to allow the use of ebooks and materials on their hard drive during exams. We call this "open laptop" when students take a proctored exam and can access materials on their hard drive. (Take-home exams are not

proctored and typically allow the use of any materials.) We anticipate that the shipping of print copies of books may take longer than usual. A few classes (Int'l Tax 1-3, for example) may require a physical textbook. [The NYU bookstore carries coursebooks](#) and our [law library catalog](#) maintains access to electronic resources such as RIA checkpoint, Tax Notes, the Ginsburg & Levin M & A treatise, etc. Your university ID number can be used to log into these from off campus. Westlaw, LEXIS, and Bloomberg/BNA will require you to set up a student account if you are a new student or a non-degree student. Contact Elizabeth.Robison@nyu.edu if you need log in instructions for these three services. The law library has a [research guide for federal tax](#) as well as a [research guide for foreign and international tax sources](#).

EXAMS

Exams will be administered online/remotely between August 4-6, 2020, except for two online take-home exams scheduled between July 31 and August 7. They must be taken at the scheduled time and extensions are only granted in exceptional circumstances, such as medical emergencies. There are typically several remote/online options for examining; it is highly unlikely that we will be administering exams on campus this summer. Depending on various circumstances, we may elect to give exams using our take-home exam system rather than in a proctored format, but our preference is to offer proctored exams.

Take-home exams: The classes taught by Professor Pomp on state and local tax issues typically use this exam format. Take-home exams require the exam to be taken on a computer. It can be a desktop or a laptop, and no special software is required, other than word processing software. Students download the questions, type an answer, and then upload it to our online take-home exam system. Using either a Mac or PC is fine.

Students who have “in-class” exams (exams other than take-home exams) will likely examine remotely via video proctoring. This is referred to taking an “in-class exam” online. Somewhat confusingly, we use the term “in-class” to note that an exam is proctored, even when the exam is taken entirely online.

For proctored exams, we typically use a program called “Examdocviewer” to display exam questions remotely and a different program called “Exam4” to enter and submit exam answers anonymously. A remote proctoring service confirms students’ identities and monitors them during the exam via your computer’s webcam. If your computer does not already have a web camera, you will need to purchase one to use this method. (Most are relatively inexpensive.) Students can use either a Mac or PC. All exam start times refer to the eastern time zone. Students in other time zones can request an alternate start date on the same date, e.g. a student in California can request to start their exam at 9:30 am local time rather than 9:30 am eastern time. These requests can be made via <http://examreporter.law.nyu.edu/>

Again, all in-class exams must be taken on a computer. For more information on Exam4 (used for “in-class” exams) please visit <http://www.law.nyu.edu/technology/students/exams/exam4/>. For information on how to configure your laptop, please visit <http://www.law.nyu.edu/technology/students/requirements>

Exam postponements:

In the rare situation when an exam must be rescheduled due to extreme extenuating circumstances, there will be a make-up date on August 10, 2020. Exams are administered during the daytime (eastern time) and are not given in the evening, with the exception of the Multistate Taxation classes taught by Professor Pomp, which will feature take-home exams. Exam start times are in eastern time, and all students are expected to begin at that time, absent an arrangement to the contrary. (If you are in another time zone we will commonly adjust the start time upon request, but it is not automatic.) There is a very high threshold for requesting an exam date postponement. Exams are never administered prior to the listed exam date. Most students taking summer classes generally have jobs, so work conflicts are not a unique situation and we cannot fairly reschedule exams on that basis. Therefore, summer students should clear their exam schedules with their employers

before finalizing course schedules. Postponement requests must be made through <http://examreporter.law.nyu.edu/>.

Attendance:

Rules of the American Bar Association, the New York State Court of Appeals, other state high courts and the Law School itself all require regular attendance. For online classes, we track attendance by examining the records of which videos students have viewed. Failing to view enough class videos can result, without further warning, in: 1) grade lowering or 2) denial of permission to complete coursework and/or sit for the exam, and receipt of a grade of WD or F/AB.

Missing more than one-fifth of the classes or videos for any course is presumptively excessive. Any student who finds themselves at risk of this should immediately speak with the instructor and/or the director of the tax program and explain the situation.

In general, tax faculty members may establish a higher standard of regular attendance than that described above, and may also take attendance, class participation, and the quality of class performance into account in determining the student's grade (regardless of whether participation was mentioned as a grading factor in the first class meeting or syllabus). All that said, for many online-only courses there is little expectation of participation other than viewing the class videos and taking the exam.

[More information on the attendance policy as well as our grade curve and exam postponements is available in our Academic Policy Guide, found online here.](#)

Anonymous Grading:

Examinations are graded anonymously at NYU School of Law; students may not write their names on exams. Instead, students must use their Examination Number. All students must obtain their Examination Number by logging into the Exam Reporter website: <https://examreporter.law.nyu.edu/auth>. Students may not substitute their Social Security Number or Student Identification Number for their Examination Number. Students should remember to look up and write down their Examination Number prior to the exam. In addition to their Examination Number, students must have valid photo ID for remotely proctored examinations. Our proctors require students to show ID as well as verify address/contact information to verify your identity.

Accommodations:

Students with disabilities in need of accommodation should contact the Moses Center at (212) 998-4980. To preserve anonymity, students should not discuss accommodations with the course instructor.

TUITION

Students can view their bill in the eSuite system, accessible via NYU home's ALBERT utility. [Instructions for viewing your bill can be found at this link.](#)

[Tuition is \\$2,752 per credit](#) for the Summer 2020 semester and is assessed at the time of registration. Registration and services fees for the first credit are \$748. There is also a \$66 registration fee for each credit after the first credit. There is a technology fee of \$111. The health insurance office will assess an insurance charge for students taking six or more credits – [health insurance can be waived at this link until June 5](#). Students taking fewer credits should not be billed for health insurance, but we suggest you check your tuition statement to make sure. Tuition and fees must be paid in full before the first class meeting.

We have included a tuition and fee worksheet on page 7 to help you calculate the total cost of your course(s).

HOW TO DROP A COURSE

Once registered for a class, summer session students may only drop or withdraw from a class by submitting an online drop request (please see page 11 for step-by-step instructions) or by emailing a clear statement that you wish to drop the class immediately at: Elizabeth.Robison@nyu.edu.

REFUNDS OF TUITION

Please note that registering for a class incurs tuition and fee liability. When we use the term “refund” we are referring to a reduction in that liability, not just the situation where we return some portion of the money we have already received from you. Thus, if you register for a class and have not yet paid for the class, you are still liable for the cost of the course. Please do not register for a course without familiarizing yourself with the rules and deadlines regarding refunds, i.e., reducing tuition and fee liability.

Refunds of tuition for dropped classes will be granted according to the following schedules.

Withdraw <u>on or before</u> Friday, June 5, 2020 <u>and</u> having viewed fewer than three class sessions	100% Tuition and registration fees
Withdraw after June 5 but <u>on or before</u> on Friday, June 12, 2020 <u>and</u> having viewed fewer than four class sessions	100% Tuition, no refund of registration fees
Withdraw after June 12 but <u>on or before</u> Thursday, July 2, 2020 <u>and</u> having viewed fewer than 7 class sessions	55% Tuition, no refund of registration fees
Withdraw <u>on or after</u> Friday, July 3, 2020 <u>or</u> after watching 7 or more class sessions	NO REFUND

Please note: Courses with insufficient enrollment will be cancelled with a full refund of tuition and fees.

Credit limit: Students may register for up to six credits, though realistically, most working students shouldn't register for more than 2-3 credits during the summer session. Our summer session is roughly 9 weeks long, which is just over half the length of our fall or spring semesters. It may be possible to take more credits if you have a light workload (or no work/time off) over the summer.

Enrollment status for educational loans: Degree candidates taking six credits are eligible to apply for federal educational loans, assuming other conditions are met. Students taking three to five credits in this abbreviated summer session may also call John Stephens at (212) 998-6394 to discuss eligibility for half-time enrollment status, which makes one eligible to apply for loans. Other conditions aside from half-time may also factor into loan eligibility. For other information on student loans, both federal and private, please visit our student financial services website: <http://www.law.nyu.edu/financialaid/loansandlenders/index.htm>

CLE

Students in summer courses at NYU School of Law may receive NY CLE credit for the successful completion of those courses. Upon completion of a course at NYU School of Law, a student may obtain certification by making a written request ([a CLE request form can be found online here](#)) to the Office of Records and Registration (law.registration@nyu.edu)

Tuition and Fee Worksheet

This worksheet will help you calculate the cost of your course(s). Payment is due prior to the first class meeting. After registering, please check your student account to ensure that the billing is accurate. Students can view their bill in the Esuite system, accessible via NYU home's ALBERT utility. [Instructions for viewing your bill can be found at this link.](#) Payment can be made online via your student account, or [you can visit the bursar's webpage for other payment options.](#) For those students whose employers are funding their studies (and who do not require completion of the course or a specific grade to be earned), an employer may use the third party payment instructions.

Tuition: <u>\$2,752 per credit</u> . Be sure to note the refund schedule for each course.		Enter number of credits x \$2,752:
<input type="checkbox"/>	List course and number of credits here:	
<input type="checkbox"/>		
<input type="checkbox"/>		
<input type="checkbox"/>		

Total tuition: _____	
Add: Registration and Other Fees	
First Credit Registration Fee: \$748	\$748
Registration Fee For Each Credit After the First Credit: \$66 each	\$ _____
<u>Insurance Charge</u> * Degree candidates taking six or more credits are assessed health insurance for the summer. If you take that many credits and already have insurance coverage, you must waive coverage by June 5. Rates are \$952 for an individual (basic plan) and \$1904 for family coverage (basic). Non-degree students need not waive insurance.	\$ _____
Technology Fee:	\$111
Total:	\$ _____

*Students who were enrolled in NYU student health insurance in Spring 2020 are covered through approximately 8/20/20.
Note: NYU cannot accept credit cards for tuition payments.

How to Register for Summer 2020 Courses

To register for Summer 2020 courses, please complete the *Summer 2020 Registration Form*, available on <https://www.law.nyu.edu/tax/summersession>. Once completed, students have two options for how to register:

- If you are a non-degree student and/or would like assistance with registration, please contact Liz Robison at elizabeth.robison@nyu.edu or (212) 992-8965.
- If you are an ongoing student in a School of Law degree program, please follow the instructions below to submit your registration form directly to the NYU School of Law, Office of Records and Registration.

Whichever method you choose, you will be notified when you are officially registered for your course(s). The Graduate Tax Program will contact you directly if we have any questions about your request.

To submit your form directly to the Office of Records and Registration:

1. Complete and save the NYU Law *Summer 2020 Registration Form*, available on <https://www.law.nyu.edu/tax/summersession> as a downloadable and fillable pdf.
2. Go to the NYU COURSES website – <https://courses.law.nyu.edu>.
3. Click the “Request Add/Drop” button.

NYU | LAW Log in

Courses beta

Log in.
Use your NYUHome Net ID and password to log in.

Net ID

Password

Remember me?

Log in

Click the “Request Add/Drop” button

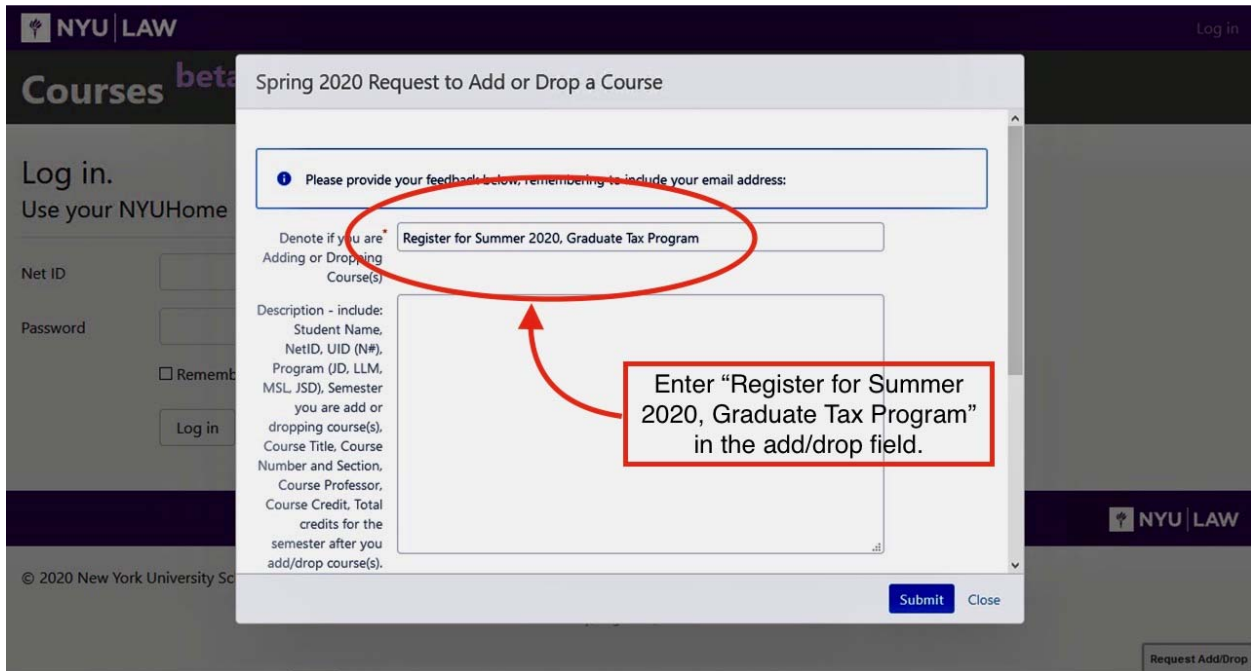
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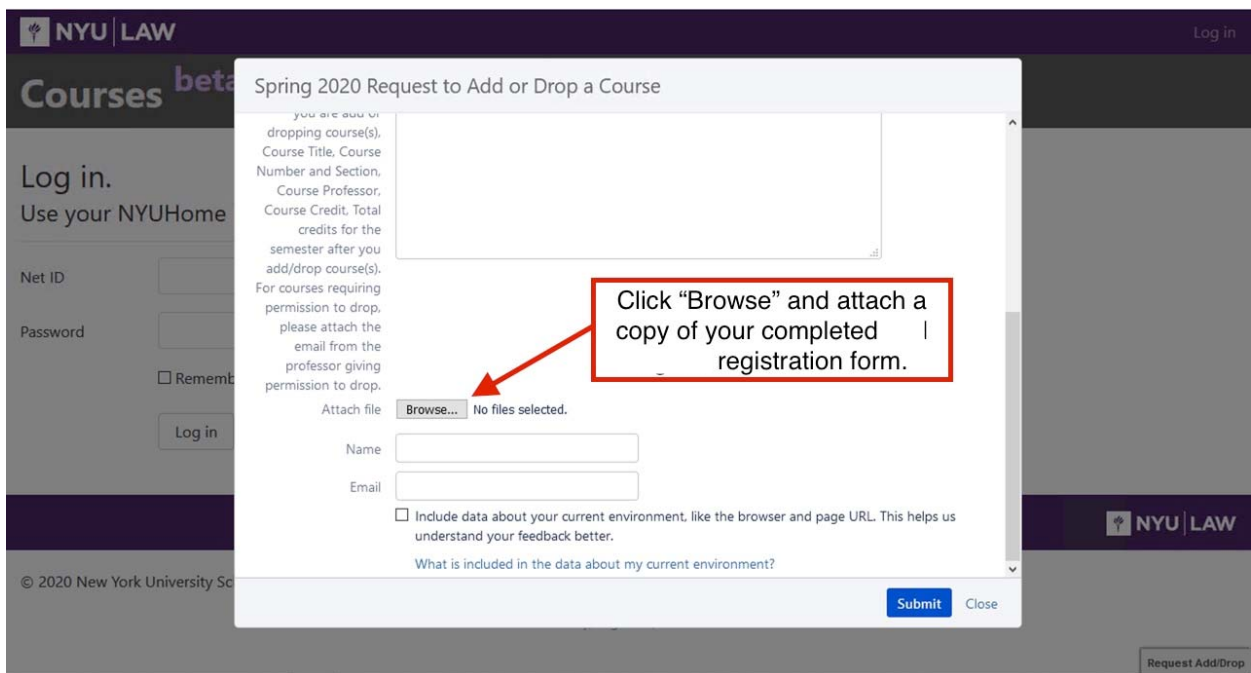
Build: Thursday, August 22, 2019 4:59:27 PM

Request Add/Drop

4. Enter “Register for Summer 2020, Graduate Tax Program” in the add/drop field.



5. Click “Browse” and attach a copy of your completed registration form.



6. Enter your full name and email address, then click “Submit.”

The image shows a web browser window displaying the NYU Law website. A modal window titled "Spring 2020 Request to Add or Drop a Course" is open. The modal contains a text area for course selection, an "Attach file" section with a checked checkbox for "SU20 Registration Form.pdf" and a "Browse..." button, and input fields for "Name" and "Email". A "Submit" button is at the bottom right. Red boxes and arrows highlight the "Name" and "Email" fields with the text "Enter your full name and email address..." and the "Submit" button with the text "then click 'Submit.'".

7. Once you have submitted your request, you will begin to receive status updates from “NYU Law Support.”

How to Drop a Course

1. Go to the NYU COURSES website – <https://courses.law.nyu.edu>.
2. Click the “Request Add/Drop” button.

NYU | LAW Log in

Courses **beta**

Log in.
Use your NYUHome Net ID and password to log in.

Net ID

Password

Remember me?

Log in

Click the “Request Add/Drop” button

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Build: Thursday, August 22, 2019 4:59:27 PM

Request Add/Drop

3. Enter “Drop Course” in the add/drop field, then provide all of the requested information in the description field.

NYU | LAW Administration: Liz Robison

Courses **beta**

Spring 2020 Request to Add or Drop a Course

Please provide your feedback below, remembering to include your email address:

Denote if you are Adding or Dropping Course(s)

Drop Course

then provide all of the requested information in the description field.

Description - include: Student Name, NetID, UID (IN#), Program (JD, LLM, MSL, JSD), Semester you are add or dropping course(s), Course Title, Course Number and Section, Course Professor, Course Credit, Total credits for the semester and if you add/drop

Submit Close

NYU | LAW

Request Add/Drop

4. Scroll down and enter your full name and email address. Then click “Submit.”

The image shows a screenshot of the NYU Law website's 'Spring 2020 Request to Add or Drop a Course' form. The form is titled 'Spring 2020 Request to Add or Drop a Course' and includes a search bar, search examples, and a list of courses. A red box highlights the 'Name' and 'Email' input fields, with an arrow pointing to a text box that says 'Enter your full name and email address...'. Another red box highlights the 'Submit' button, with an arrow pointing to a text box that says 'then click "Submit."'. The form also includes a file upload section for 'SU20 Registration Form.pdf' and a checkbox for 'Include data about your current environment, like the browser and page URL. This helps us understand your feedback better.' The background shows the NYU Law logo and navigation menu.

5. Once you have submitted your request, you will begin to receive status updates from “NYU Law Support.” You will be notified when your course is dropped.

Course Descriptions

Corporate Tax I (Online)

J. Blank, 2 credits, LAW-LW.11907.001 (LLM) and LAW-LW.11907.002 (MSL)

Course Description: This course is an introduction to a classical corporate tax system, including the dividends-received deduction, reduced rates on dividends, corporate liquidations and a thorough examination of the taxation of corporate distributions, including cash distributions, stock redemptions, stock transfers between related corporations, and stock dividends.

This **online** course was recorded in Spring 2018 and reflects changes in the law in the Dec. 2017 tax act. This course was produced in a recording studio rather than in a traditional classroom with students. This course contains the same content as that which is covered in the traditional on-campus version of the course.

Pre/Co-requisite: A Basic U.S. Federal Income Tax Course

Exam: The online, proctored exam will be held on Wednesday, August 5, 2020 at 9:30 am.

Corporate Tax II (Online)

J. Blank, 2 credits, LAW-LW.10878.001 (LLM) and LAW-LW.10878.002 (MSL)

Course Description: This course will cover Parent-Subsidiary liquidations (§§ 332/337); § 351 exchanges; acquisitive reorganizations (Types A, B, C, and Triangular); and divisive reorganizations (Type D, spin-offs, Split-offs, and Split-ups).

This **online** course was recorded in Spring 2018 and reflects changes in the law in the Dec. 2017 tax act. This course was produced in a recording studio rather than in a traditional classroom with students. This course contains the same content as that which is covered in the traditional on-campus version of the course.

Prerequisite: Required: A Basic U.S. Federal Income Tax Course. Recommended: Corporate Tax I or equivalent practice experience.

Exam: The online, proctored exam will be held on Wednesday, August 5, 2020 at 9:30 am.

Estate and Gift Tax (Online)

M. Gans, 2 credits, LAW-LW.11893.001 (LLM) and LAW-LW.11893.002 (MSL)

Course Description: The transfer-tax system is the focus of this course. It will include an examination of the estate-tax and gift-tax systems and how these two systems interact. The following issues will be included in the discussion: the inclusions in the gross estate; the deductions permitted in arriving at the taxable estate; the determination and timing of taxable gifts; and the exclusions and deductions permitting in arriving at taxable gifts. In each area, a consideration of the underlying policy implications will be considered. The course is designed for students who do not have a working knowledge of the basic estate and gift provisions.

This **online** course is a previously recorded class from the Fall 2019 semester.

Prerequisite: None

Exam: The online, proctored exam will be held on Tuesday, August 4, 2020 at 9:30 am.

International Tax I (Online)

F. Shaheen, 2 credits, LAW-LW. 11920.001 (LLM) and LAW-LW. 11920.002 (MSL)

Course Description: This is the first of three sequential courses addressing U.S. international taxation rules and policy. The principal focus is on “inbound” U.S. taxation, i.e., the taxation of income from investments or business activities in the United States by nonresident aliens and foreign corporations. Investment income considered

includes payments on debt and equity instruments, substitute and derivative payments, royalties and other income. As to business income, we focus on real estate operations, securities trading, income from the performance of services and the sale of goods. We also consider the treatment of income from intellectual property, electronic commerce and similar activities. Throughout, we analyze the impact of the application of income tax treaties, draw attention to special U.S. income tax rules, and consider the role of international tax policy.

This **online** course was recorded in Fall 2019. The recorded class used two main texts, a book by Bittker and Lokken and a set of draft materials by Professor Steines. The summer version will use the Bittker and Lokken text and the Steines problem sets and code and regulation assignments, but not the main Steines text.

Prerequisite(s) or Corequisite(s): A Basic U.S. Federal Income Tax Course

Exam: The online, proctored exam will be held on Wednesday, August 5, 2020 at 2:00 pm.

International Tax II

F. Shaheen, 2 credits, LAW-LW.10082.001 (LLM) and LAW-LW.10082.002 (MSL)

Course Description: In conjunction with International Tax III, the principal focus is on “outbound” U.S. taxation, i.e., the taxation of U.S. taxpayers with overseas investments or operations. The emphasis in this course will be on developing a deep understanding of the technical and policy intricacies of the foreign tax credit (FTC) system and related topics, including eligibility and creditability, the FTC limitations, the indirect (deemed-paid) FTC, interaction with the participation exemption and the other TCJA international tax provisions, treaty interaction, the allocation of expenses, related aspects of transfer pricing, and the potential for planning. (This course may be taken at the same time as International Tax I)

This **online** course was recorded in Fall 2019. The recorded class used two main texts, a book by Bittker and Lokken and a set of draft materials by Professor Steines. The summer version will use the Bittker and Lokken text and the Steines problem sets and code and regulation assignments, but not the main Steines text.

Prerequisite(s) or Corequisite(s): A Basic U.S. Federal Income Tax Course; International Tax I

Exam: The online, proctored exam will be held on Thursday, August 6, 2020 at 2:00 pm.

International Tax III

F. Shaheen, 2 credits, LAW-LW.11865.001 (LLM) or LAW-LW.11865.002 (MSL)

Course Description: This is the third of three courses offered in the 2019-2020 academic year addressing international aspects of U.S. taxation. Coverage includes the anti-deferral provisions of Subpart F, GILTI, and the PFIC regime, and the rules governing various forms of international reorganizations (including liquidations, asset and stock transfers (including “inversion transactions”) and cross-border spin-offs). International Tax II is a prerequisite unless waived by the instructor.

This **online** course was recorded in Spring 2020. It will feature approx. 8 class sessions which were recorded in a classroom and 6 sessions recorded over Zoom. The original course description noted a number of topics, and the class sessions ultimately spent more time on fewer subjects, giving more coverage to subpart F and GILTI, and less coverage to cross-border M & A. The recorded class used two main texts, a book by Bittker and Lokken and a set of draft materials by Professor Steines. The summer version will use the Bittker and Lokken text and the Steines problem sets and code and regulation assignments, but not the main Steines text.

Pre-requisite(s) or Corequisite(s): A Basic US Income Tax Course; International Tax I & II

Exam: The online, proctored exam will be held on Thursday, August 6, 2020 at 9:30 am.

Multistate Tax: Income Taxation

R. Pomp, 2 credits, LAW-LW.11055.001 (LLM) and LAW-LW.11055.002 (MSL)

Course Description: This course studies how the changing world of deregulation, electronic commerce, and globalization has affected state taxation. The course focuses on the economic, administrative, political, and constitutional constraints on state income taxation. The course does not concentrate on the laws of any particular state nor is any prior course in taxation required. The emphasis is on corporate taxation but some attention will be placed on individual taxation. We will study the Uniform Division of Income for Tax Purposes Act (UDITPA), which serves as a model for most states.

This **online** course is a previously recorded class from the Fall 2019 semester.

Prerequisite: None

Exam: A downloadable take-home exam available beginning July 31, 2020 at 9:00 am and due by August 7, 2020 at 5:00 pm. [Information about our take-home exam system \(THES\) can be found online here.](#)

Multistate Tax: Sales and Gross Receipts Taxation (Online)

R. Pomp, 2 credits, LAW-LW.10943.001 (LLM) and LAW-LW.10943.002 (MSL)

Course Description: This course studies how the changing world of deregulation, electronic commerce, and globalization has affected state taxation. Part of the course focuses on the economic, administrative, political, and constitutional constraints on state sales taxation. The course does not concentrate on the laws of any particular state nor is any prior course in taxation required. This course focuses on the sales tax, gross receipts tax, and the taxation of electronic commerce and mail order sales. We will study recent developments involving Amazon and other Internet vendors.

This **online** course is a previously recorded class from the Spring 2020 semester It will feature classroom recordings from approx. the first 8 weeks of the 2020 semester, zoom classroom meetings from the last several weeks of spring 2020, and also classroom recordings of the same teacher and same class from the 2019 spring semester for the latter portion of the semester (all these sessions were recorded after the important June 2018 *Wayfair* decision).

Prerequisite: None

Exam: A downloadable take-home exam available beginning July 31, 2020 at 9:00 am and due by August 7, 2020 at 5:00 pm. [Information about our take-home exam system \(THES\) can be found online here.](#)

Oil and Gas Tax (Online)

D. Wright, 2 credits, LAW-LW 12332.001 (LLM) and LAW-LW 12332.002 (MSL)

Course Description: Oil and Gas Tax covers the United States federal income taxation of domestic oil and gas operations and transactions. The course examines taxation associated with the operational life cycle of oil and gas operations including exploration, development, production and abandonment. The study of transactions involving oil and gas interests analyzes acquisition, disposition, structuring and investment. Course participants learn the historical context and development of oil and gas provisions in the U.S. tax law as a basis for learning the laws and regulations that apply today. Current tax legislative proposals and/or final legislation affecting the oil and gas industry will be addressed as warranted throughout the semester. The emphasis is on federal income taxation of domestic oil and gas transactions, although certain international tax aspects of the oil and gas business will be referenced and contrasted throughout the class.

This **online** course was recorded in Fall 2018.

Prerequisite: None, but prior enrollment in a Basic U.S. Federal Income Tax Course and Energy Law and Regulatory Policy are useful

Exam: The online, proctored exam will be held on Tuesday, August 4, 2020 at 9:30 am.

Partnership Taxation (Online)

N. Cunningham, 3 credits, LAW-LW.11776.001 (LLM) and LAW-LW.11776.002 (MSL)

Course Description: This course examines the federal income tax consequences arising from the operation of an enterprise that is treated as a partnership for tax purposes. Topics include the allocation of partnership income and deductions among partners as well as the various problems created by contributions, distributions, and acquisitions and dispositions of partnership interests.

This **online** course was recorded in Spring 2020. The videos will feature roughly the first 8 weeks of instruction (the class met twice weekly) from Spring 2020 recordings as well as recordings from the Spring 2019 semester of the same professor teaching the same class.

Prerequisite: Income Taxation

Exam: The online, proctored exam will be held on Thursday, August 6, 2020 at 9:30 am.

Private Foundations and Their Alternatives (Online)

J. Manny, 1 credit, LAW-LW.12536.001 (LLM) and LAW-LW.12536.002 (MSL)

Course Description: The course covers the tax rules governing private foundations (including grantmaking / nonoperating foundations and operating foundations) and “private foundation alternatives” including donor advised funds (commercial, institutional, and community foundation DAFs), supporting organizations, and for-profit structures (like those used by Omidyar, Zuckerberg / Chan, and Laurene Powell Jobs).

This **online** course is a previously recorded class from the Fall 2018 semester.

Prerequisite: None

Exam: The online, proctored exam will be held on Tuesday, August 4, 2020 at 2:00 pm.

Survey of Tax Procedure (Online)

J. Blank, 1 credit, LAW-LW.10707.001 (LLM) and LAW-LW.10707.002 (MSL)

Course Description: In this short course, we will study critical rules that power the administration of our tax system. Perhaps to your surprise, you may find that these rules are relevant and interesting not only to the future tax litigators, but also to future transactional tax attorneys, and even to future tax policy thinkers. Specific topics we will discuss include taxpayer privacy, deficiency assessments, statutes of limitations, litigation in U.S. Tax Court and U.S. District Court and tax penalties.

This **online** course was recorded in Summer 2017. This course was produced in a recording studio rather than in a traditional classroom with students. This course contains the same content as that which is covered in the traditional on-campus version of the course. The professor will update the course to reflect issues from the Dec. 2017 tax act, including section 6662 accuracy penalties and penalties relating to section 199A underpayments.

Prerequisite: None

Exam: The online, proctored exam will be held on Thursday, August 6, 2020 at 9:30 am.

Tax Aspects of Charitable Giving (Online)

J. Manny, 1 credit, LAW-LW.11589.001 (LLM) and LAW-LW.11589.002 (MSL)

Course Description: This course will provide an in-depth analysis of income tax issues affecting donations to charity. The course will begin with an introduction to policy, technical, and computational issues arising under the principal income tax provision (I.R.C. section 170). It will conclude with consideration of substantiation and valuation requirements for the charitable contribution deduction.

This **online** course is a previously recorded class from the Spring 2020 semester. This class will feature classroom recordings for the entire class, which met over the first seven weeks of the semester.

Recommended (not required) prerequisites: Income Taxation of Trusts and Estates; Estate and Gift Taxation

Exam: The online, proctored exam will be held on Wednesday, August 5, 2020 at 2:00 pm.

Tax-Exempt Organizations (Online)

J. Manny, 2 credits, LAW-LW.11754.001 (LLM) and LAW-LW.11754.002 (MSL)

Course Description: This course focuses on the tax treatment of public and private charities exempt under I.R.C. section 501(c)(3), as well as business leagues, social clubs, and other types of tax-exempt organizations. The course begins with an analysis of the requirements for exemption from federal income tax, including the prohibition on private inurement, excess benefit, and private benefit, and the restrictions on lobbying and political campaign activities. It continues with a discussion of commercial activities and the unrelated business income tax and private foundation status and its repercussions.

This **online** course is a previously recorded class from the Spring 2020 semester. This class will feature classroom recordings of approx. the first 8 weeks of the semester and will feature recordings of Zoom meetings of the class for the final six weeks of the semester.

Prerequisites: None

Exam: The online, proctored exam will be held on Thursday, August 6, 2020 at 2:00 pm.

Tax Fraud and Technology: Blockchain, Zappers, Phantomware, SSaaS & the Dark Cloud (Online)

R. Ainsworth, 1 credit, LAW-LW.12693.001 (LLM) and LAW-LW.12693.002 (MSL)

Course Description: This course undertakes a detailed examination of technology-based responses (blockchain, crypto-tax-currency, real-time transactional data collection, artificial intelligence [AI] applications) to technology-facilitated tax frauds (Zappers, Phantomware, SSaaS, the Dark Cloud and missing traders).

It is valuable for both state and local as well as international practitioners and will readily complement criminal tax studies. This course will direct the student to consider how the sweep of technological developments in indirect taxation (digital invoices, encrypted transactional records, real-time data transmission to tax authorities, and inter-jurisdictional exchanges of digital tax data) will change/ is changing not only the collection and reporting of indirect taxes (VAT, RST, and various excise taxes) but will impact both the collection and reporting of direct taxes (personal and corporate income taxes), but also the treaties that facilitate international tax cooperation and coordination. Students should expect to be able to not only understand current technology-based tax frauds, but also be able to anticipate both the next generation of frauds, and the government's technology-based detection methods and countermeasures.

Students should be able to see this as an iterative process where a technology-based fraud application is met by a government countermeasure only to find that criminal elements are fast advancing new technologies to be met yet again by more advanced government countermeasures. Public and private blockchain storage of tax data, and proposals for crypto-tax-currency based tax systems will be examined.

Because this course works in a highly fluid tax/technology space the specific topics considered may not remain the same from year-to-year. This edition will examine the tax issues embedded in the technology of (1) sales

suppression – Zappers, Phantomware, SSaaS, and the Dark Cloud; (2) Missing Trader frauds – notably frauds in CO2 permits, VOIP; and (3) excise tax avoidance – notably frauds involved in cigarette smuggling and legalized marijuana. Both traditional organized criminal activity as well as terrorist funding activity will be explored.

This **online** course is a previously recorded class from the Spring 2020 semester. It met for the first seven weeks of the spring semester and was recorded entirely on campus in a classroom setting prior to the cessation of on-campus teaching.

Prerequisites: None

Exam: The online, proctored exam will be held on Tuesday, August 4, 2020 at 2:00 pm. Students may request to write a paper in lieu of an exam.

Tax Policy

J. Blank, 1 credit, LAW-LW.12027.001 (LLM) and LAW-LW.12027.002 (MSL)

Course Description:

In this seminar, we will explore fundamental policy issues that influence our choice of tax law. We will not focus in any significant detail on the mechanics of the tax law currently in effect. Rather, we will spend our time thinking about what the tax law could be and should be. Specific topics we will discuss include: (i) theories of distributive justice and progressivity; (ii) income versus consumption taxation; (iii) tax compliance and enforcement; and (iv) corporate tax incidence, integration and abuse. The grade for this course will be based on a final exam, which will consist of several short essay questions.

This **online** course was recorded in the Summer 2019 semester.

Recommended prerequisites: A Basic U.S. Federal Income Tax Course

Exam: The online, proctored exam will be held on Wednesday, August 5, 2020 at 9:30 am.

Taxation of Intellectual Property

M. Engler, 2 credits, LAW-LW.12270.001 (LLM) and LAW-LW.12270.002 (MSL)

Course Description: This course covers the tax treatment applicable to the sales, purchases, licensing and transfers of intellectual property (IP), such as patents, trade secrets, trademarks, copyrights, and computer software. It will begin with a brief introduction to the field of intellectual property for those unfamiliar with this area of law. Specific tax areas then covered will include some or all of the following: the different tax treatment afforded to the development, acquisitions, and transfer of IP; IP litigation in taxation; the use of IP holding companies; International Tax Planning for IP; Multi-State Tax Planning for IP; and Estate Planning for IP.

This **online** course was recorded in the Summer 2019 semester.

Exam: The online, proctored exam will be held on Tuesday, August 4, 2020 at 9:30 am.

Taxation of Property Transactions (Online)

M. Engler, 3 credits, LAW-LW.11871.001 (LLM) and LAW-LW.11871.002 (MSL)

Course Description: This course surveys several fundamental areas relating to the income taxation of property transactions. The topics include mortgages, depreciation, like-kind exchanges, leasing transactions, installment sales, and characterization of gains and losses.

This **online** course is a previously recorded class from the Fall 2019 semester.

Prerequisite: None

Exam: The online, proctored exam will be held on Tuesday, August 4, 2020 at 2:00 pm.

Timing Issues and the Income Tax (Online)

M. Engler, 2 credits, LAW-LW.10811.001 (LLM) and LAW-LW.10811.001 (MSL)

Course Description: Timing Issues and the Income Tax begins with a detailed consideration of the cash and accrual methods of accounting. The second unit closely examines time value of money principles and interest, focusing on "original issue discount" and other areas of imputed interest. We will be using McDaniel, McMahon, Simmons & Polsky, Federal Income Taxation (7th edition, along with current supplement). The course will also require a copy of the code and regs. The first class assignment and problems can be found here:

<http://www.law.nyu.edu/academics/courses/coursesyllabiandassignments>

This **online** course is a previously recorded class from the Spring 2020 semester. It features approx. the first 8 weeks of the classroom recordings made in the Spring 2020 semester and the last 6 weeks of classes recorded by the same professor from the Spring 2018 semester. The professor will either film an additional session or produce a memo outlining the changes from the CARES act relating to net operating losses (taught early in the semester, prior to the passage of the CARES act).

Prerequisite: None

Exam: The online, proctored exam will be held on Thursday, August 6, 2020 at 2:00 pm.

Value Added Taxation (Online)

R. Ainsworth, 1 credit, LAW- LW.10068.001 (LLM), and LAW- LW.10068.002 (MSL)

Course Description: This course undertakes a detailed examination of global consumption tax regimes, with a primary focus on Value Added Taxation (VAT) in the European Union. It will however, not be limited to the EU VAT, as important variations outside the EU will also be considered. The Canadian and New Zealand GSTs as well as the Israeli and Brazilian VATs will provide important contrasts. The Japanese consumption tax, an annual non-invoice VAT, will also be considered, as will the technology elements in the Chinese VAT (Golden Tax Project).

Students will be able to apply their understanding of VAT to the GOP's corporate tax reform in A Better Way, which many considered to be more akin to a subtraction VAT than an income tax. This course will teach and measure the internalization of professional responsibilities consistent with the defense of individuals being extradited from the US for criminal and civil violation of VAT statutes overseas. The instructor's role in two such extraditions and the ethical issues that were raised will be considered. Notably, the role of VAT fraud in the funding of terrorist organizations will be considered in this context. Students will be expected to assess the impact of an unsupported terrorist funding allegation in a VAT extradition.

This course will also introduce students to current research efforts directed at solving (with technology and statutory reforms) some of the major frauds (Missing Trader frauds) in the EU and similar VATs. The course will also consider potential fraud problems in various current US consumption tax policy proposals. During the full two-credit course offered in the regular year comparative analysis is heightened. We are able to consider variables from more VAT jurisdictions (notably the East African Community VATs, and the new VATs in the six Arab gulf states) but also through detailed consideration of difficult problems that arise when real estate, insurance, gambling, and financial transactions are made subject to VAT.

The final exam will determine the course grade.

This **online** course is a previously recorded class from the Spring 2019 semester.

Prerequisite: None

Exam: The online, proctored exam will be held on Wednesday, August 5, 2020 at 2:00 pm. Students may request to write a paper in lieu of an exam.