

MAY 29–30, 2014 • JW MARRIOTT HOTEL • WASHINGTON, D.C.

# 26<sup>TH</sup> ANNUAL INSURANCE TAX SEMINAR

A DIALOGUE WITH GOVERNMENT PERSONNEL ON INSURANCE  
COMPANY AND PRODUCT TAX ISSUES

PRESENTED BY THE FEDERAL BAR ASSOCIATION SECTION ON TAXATION  
IN CONJUNCTION WITH THE OFFICE OF CHIEF COUNSEL, INTERNAL REVENUE SERVICE

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# 26TH ANNUAL INSURANCE TAX SEMINAR

## SCHEDULE OF EVENTS

### Thursday, May 29

- 7:45–8:45 a.m. Registration (Open All Day) and Continental Breakfast
- 8:45–8:55 a.m. Introduction And Welcome By The Seminar Coordinators  
*Lori J. Jones, Scribner, Hall & Thompson LLP*  
*Sheryl B. Flum, Branch Chief, Insurance Branch, FI&P, Office of Chief Counsel, IRS*
- 9:00–9:45 a.m. Session 1: Opening Plenary Session: Overview of New and Likely IRS Guidance on Insurance Tax Issues  
*Peter J. Bautz, American Council of Life Insurers (Moderator)*  
*Sheryl B. Flum, Branch Chief, Insurance Branch, FI&P, Office of Chief Counsel, IRS*  
*Stefan Gottschalk, Program Manager, Issue Practice Groups Team 4, Large Business & International, IRS*  
*Lori Robbins, Attorney-Advisor, U.S. Department of Treasury*  
*Mark S. Smith, PricewaterhouseCoopers LLP*
- 9:50–10:45 a.m. Session 2A: Life Insurance Company Audit Update  
*Patrick J. Styles, KPMG LLP (Moderator)*  
*Donald J. Drees, Senior Technician Reviewer, Insurance Branch, FI&P, Office of Chief Counsel, IRS*  
*Stefan Gottschalk, Program Manager, Issue Practice Groups Team 4, Large Business & International, IRS*  
*Marcia Lassman, John Hancock Life Insurance Company*
- Session 2B: Overview of Expense v. Capitalization Issues in the Insurance Industry  
*Jan Skelton, Deloitte Tax LLP (Moderator)*  
*Scott Dinwiddie, Special Counsel, IT&A, Office of Chief Counsel, IRS*  
*Jennifer Kennedy, PricewaterhouseCoopers LLP*  
*Amy Sargent, Ernst & Young LLP*
- Session 2C: Primer on the Role of the Joint Committee on Taxation in Legislation and Refunds  
*Jane Rohrs, Deloitte Tax LLP (Moderator)*  
*Norman J. Brand, Senior Refund Counsel, Joint Committee on Taxation*  
*Cecily W. Rock, Senior Legislation Counsel, Joint Committee on Taxation*
- 10:45–11:15 a.m. Break
- 11:20 a.m.–12:15 p.m. Session 3A: Property Casualty & Health Insurance Companies Audit Update  
*Gregory K. Oyler, Scribner, Hall & Thompson LLP (Moderator)*  
*Graham Green, Attorney, Insurance Branch, FI&P, Office of Chief Counsel, IRS*  
*John R. Kryczka, PricewaterhouseCoopers LLP*  
*Maureen Nelson, Ernst & Young LLP*  
*Mary K. Roman, Large Business & International, IRS*
- Session 3B: Update on Issues Involving Variable Annuities from the Company Perspective  
*Arthur C. Schneider, Transamerica Corporation (Moderator)*  
*Timothy Branch, Ernst & Young LLP*  
*Alan Fu, Prudential Insurance Company of America*  
*Anna Kozoulina, Special Counsel, Large Business & International, IRS*  
*Sarah E. Lashley, Assistant to the Branch Chief, Insurance Branch, FI&P, Office of Chief Counsel, IRS*
- Session 3C: Trends in State Tax Reform  
*Dwaune Dupree, Property Casualty Insurers Association of America (Moderator)*  
*Carl Erdmann, Skadden, Arps, Slate, Meagher & Flom LLP*  
*Ferdinand Hogroian, Council of State Taxation*  
*Scott Salmon, KPMG LLP*
- 12:20–1:55 p.m. Session 4: Luncheon and Address  
*Introduction*  
*Recognition*  
*Speaker*  
*Lori J. Jones, Scribner, Hall & Thompson LLP*  
*Nancy Vozar Knapp, IRS Office of Chief Counsel*  
*Kenneth J. Kies, Managing Director, Federal Policy Group*

- 2:00–2:55 p.m. **Session 5A: A Discussion of Current Tax Issues Affecting Life Insurance Reserves**  
*Kristin Norberg, Ernst & Young LLP (Moderator)*  
*Richard Bush, Ameriprise Financial*  
*Sharon Y. Horn, Attorney, Insurance Branch, FI&P, Office of Chief Counsel, IRS*  
*Mark S. Smith, PricewaterhouseCoopers LLP*
- Session 5B: Current Tax Legislation Affecting the Insurance Industry**  
*Doug P. Bates, Northwestern Mutual (Moderator)*  
*E. Ray Beeman, Tax Counsel, House Ways and Means Committee (Invited)*  
*Ann Cammack, Tax Counsel, Senate Finance Committee (Invited)*  
*Mark Prater, Chief Tax Counsel, Senate Finance Committee*  
*Lisa Zarlenga, Tax Legislative Counsel, Office of Tax Policy, U.S. Department of Treasury*
- Session 5C: Important Items to Know When Negotiating an Insurance-Related Acquisition or Disposition**  
*Christopher R. Tutoki, Deloitte Tax LLP (Moderator)*  
*Aditi Banerjee, Prudential Insurance Company of America*  
*Joseph Tedesco, XL Insurance*  
*Anna Turkenich, PricewaterhouseCoopers LLP*
- 3:00–3:55 p.m. **Session 6A: Practical Issues for Insurance Companies Under FATCA**  
*Jason Kaplan, Hogan Lovells US LLP (Moderator)*  
*Christopher Cramer, The Hartford Financial Services Group*  
*Josephine Firehock, Attorney, International, Office of Chief Counsel, IRS (Invited)*  
*Steven Musher, Associate Chief Counsel, International, Office of Chief Counsel, IRS (Invited)*  
*Mandana Parsazad, American Council of Life Insurers*
- Session 6B: Developments in Life Insurance and Annuity Products**  
*Robert A. Fishbein, Prudential Insurance Company of America (Moderator)*  
*Shannon Gamache, Mass Mutual Financial Group*  
*John Glover, Senior Counsel, Insurance Branch, FI&P, Office of Chief Counsel, IRS*  
*Matin Momen, AXA Equitable*
- Session 6C: Best Practices When Dealing with IRS Appeals**  
*Robert Gorey, Robert Gorey Consulting (Moderator)*  
*Kenneth W. Black, Appeals, Team Case Leader, IRS*  
*Sheldon M. Kay, Sutherland Asbill & Brennan LLP*
- 3:55–4:25 p.m. Break
- 4:25–5:20 p.m. **Session 7A: Discussion on Capital Gain/Ordinary Income Mismatches and Recent Tax Developments**  
*Jeffrey Maddrey, PricewaterhouseCoopers LLP (Moderator)*  
*Helen M. Hubbard, Associate Chief Counsel, FI&P, Office of Chief Counsel, IRS*  
*Clarissa C. Potter, American Insurance Group, Inc.*  
*Kevin P. Scheiderer, Nationwide Corporation*
- Session 7B: The Use of Annuity Contracts in Trusts**  
*Bryan W. Keene, Davis & Harman LLP (Moderator)*  
*Eric G. Lanning, Lincoln Financial Group*  
*Kimberly W. Lunn, Allstate Financial*  
*Alexis MacIvor, Attorney, Insurance Branch, FI&P, Office of Chief Counsel, IRS*
- Session 7C: Doing Business in Global Markets—A Focus on Asia**  
*Surjya Mitra, PricewaterhouseCoopers LLP (Moderator)*  
*Paul Aronoff, Prudential Insurance Company of America*  
*Roberta Chang, Hogan Lovells International LLP*
- 5:30–7:00 p.m. Reception—All Registrants Welcome

# 26TH ANNUAL INSURANCE TAX SEMINAR

## SCHEDULE OF EVENTS

### Friday, May 30

- 7:45–8:25 a.m. Registration (Open All Day) and Continental Breakfast
- 8:25–8:30 a.m. Introduction/Reminders
- 8:30–9:15 a.m. **Second Plenary Session: Update on Tax Litigation in the Insurance Industry and Settlement Trends**  
*J. Walker Johnson, Steptoe & Johnson LLP (Moderator)*  
*Arthur A. Catterall, Attorney, Appellate Section, Tax Division, U.S. Department of Justice*  
*Samuel A. Mitchell, Scribner, Hall & Thompson LLP*  
*David Pincus, Chief, Court of Federal Claims Section Tax Division, U.S. Department of Justice*  
*Tracy D. Williams, Sidley Austin LLP*
- 9:20–10:15 a.m. **Session 8A: Update on Recent Guidance Under the Affordable Care Act**  
*Ken Robinson, Deloitte Tax LLP (Moderator)*  
*Rebecca L. Baxter, Attorney, Insurance Branch, FI&P, Office of Chief Counsel, IRS*  
*Donna M. Crisalli, Senior Level Counsel, IT&A, Office of Chief Counsel, IRS*  
*Charles J. Langley, Attorney, PS&I, Office of Chief Counsel, IRS*  
*Allison Ullman, The Groom Law Group*
- Session 8B: Technical and Practical Considerations Relating to LLC/Partnership Investments**  
*John Schaff, Sidley & Austin LLP (Moderator)*  
*Aaron Nocjar, Steptoe & Johnson LLP*  
*Cornelia Schnyder, Special Counsel, PS&I, Office of Chief Counsel, IRS*
- Session 8C: Tacking Rules and Life/NonLife Regulations**  
*Christopher W. Schoen, Sutherland Asbill & Brennan LLP (Moderator)*  
*Mark Cavanaugh, State Farm Insurance Company*  
*Gerald B. Fleming, Senior Technician Reviewer, Corporate, Office of Chief Counsel, IRS*  
*Daniel Heins, Attorney, Corporate, Office of Chief Counsel, IRS*
- 10:15–10:45 a.m. Break
- 10:45–11:40 a.m. **Session 9A: An Update on the OECD/BEPS Project**  
*Mary C. Bennett, Baker & McKenzie LLP (Moderator)*  
*Jesse Eggert, Tax Council, OECD*  
*Robert Stack, Deputy Assistant Secretary for International Tax Affairs, Office of Tax Policy, U.S. Department of Treasury (Invited)*  
*Brenda Viehe-Naess, Washington Advocates Group*
- Session 9B: Ethics**  
*Christopher S. Rizek, Caplin & Drysdale LLP (Moderator)*  
*MaryLou Soller, Miller & Chevalier LLP*
- Session 9C: Tax Developments on the Use of Cat Bonds**  
*Saren Goldner, Sutherland Asbill & Brennan LLP (Moderator)*  
*Shlomo Boehm, Cadwalader, Wickersham & Taft LLP*  
*William Dubinsky, Willis Group*  
*David Remus, Attorney, Insurance Branch, FI&P, Office of Chief Counsel, IRS*
- 11:40 a.m. –  
12:15 p.m. **Q&A/Wrap-up Panel**  
*Peter H. Winslow, Scribner, Hall & Thompson LLP (Moderator)*  
*Sheryl B. Flum, Branch Chief, Insurance Branch, FI&P, Office of Chief Counsel, IRS*  
*Lori Robbins, Attorney-Advisor, U.S. Department of Treasury*  
*Kim Sellers, KPMG LLP*
- 12:20 p.m. **Box Lunches Available**

# 26TH ANNUAL INSURANCE TAX SEMINAR

## HOTEL RESERVATIONS

A limited number of rooms are available at the seminar hotel, the JW Marriott Hotel, 1331 Pennsylvania Ave. NW, Washington, D.C. The room rate is \$299/night for single occupancy. Reservations can be made by visiting [www.marriott.com](http://www.marriott.com) or calling (800) 228-9290 to speak with a central reservation agent. Reservations at special seminar rates must be made by May 7, 2014. Mention the Federal Bar Association Insurance Tax Seminar in order to obtain the special room rate.

## CLE CREDIT

Please be sure to sign in and pick up the appropriate CLE paperwork at the seminar. This program will offer approximately 9 hours of CLE credit.

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Prerequisite: None  
Advance Preparation: None  
Delivery Method: Group Live  
Program Level: Basic  
Credit Hours: Approx. 11 hours.

Certification of attendance for legal and accounting continuing education requirements will be available at the conclusion of the seminar.

## REGISTRATION FORM

A registrant who cancels on or before May 9, 2014 will receive a full refund. No refunds will be made for cancellations received after May 9, 2014. Substitutions may be made at any time. All requests **must be received in writing**, addressed to the Office of Accounting at the FBA national office. For more information regarding refund, complaint, and/or program cancellation policies, please contact Melissa Schettler at [mschettler@fedbar.org](mailto:mschettler@fedbar.org) or (571) 481-9105. REGISTER ONLINE at [www.fedbar.org](http://www.fedbar.org) or MAIL TO: 26th Annual Insurance Tax Seminar, 1220 North Fillmore St., Suite 444, Arlington, VA 22201. FAX TO: (571) 481-9090.

### REGISTRANT INFORMATION

Name \_\_\_\_\_

Firm/Agency \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_

State \_\_\_\_\_

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Phone \_\_\_\_\_

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Indicate above if you have any special needs requiring assistance/services, including dietary.

### REGISTRATION FEES

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**After April 18, 2014**

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# 26TH ANNUAL INSURANCE TAX SEMINAR

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Scribner, Hall & Thompson LLP

**Sheryl B. Flum**

Office of Chief Counsel, IRS

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Office of Chief Counsel, IRS

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