

# 29<sup>TH</sup> ANNUAL KANSAS CITY ESTATE PLANNING SYMPOSIUM

*In cooperation with the  
Estate Planning Society of Kansas City and  
Financial Planning Association of Greater Kansas City  
University of Missouri – Kansas City Bloch School of Business  
University of Missouri-Kansas City School of Law*

**Thursday, April 29, 2010**  
and  
**Friday, April 30, 2010**  
**Overland Park Convention Center**  
**Overland Park, Kansas**

*CLE Credit hours: Missouri hours with ethics (April 29 – hours with ethic and April 30 – hours with ethic);  
Kansas: hours over both days April 29 – hours with ethic and April 30 – hours with ethic)  
Arkansas:; Iowa: ; Oklahoma:; Nebraska  
Missouri L&H Insurance: April 29 –; April 30 –  
Kansas Insurance: April 29 –; April 30 –  
CFP®: hours; CPE Credit:*

*Memory Stick underwriters - **Willamette Management Associates**  
Seminar bags sponsored by **UMB Bank, n.a.***

## ~ Program Schedule ~

### Symposium Chairperson

**J. Joseph Morris**  
*Vold & Morris, L.L.C.*  
Leawood, Kansas

### *Thursday, April 29, 2010*

- 7:30 AM**      **REGISTRATION AND CONTINENTAL BREAKFAST**
- 8:00 AM**      **RECENT DEVELOPMENTS AFFECTING ESTATE PLANNING**  
Legislative developments (past and prospective) that affect the estate practice. In-depth review of recent cases, regulations and rulings relating to valuation issues, defined value clauses, family limited partnerships and LLCs, life insurance, qualified plans and IRAs, marital deduction planning, disclaimers, and other estate planning topics.
- Professor Stanley M. Johanson**  
Fannie Coplin Regents Chair  
University Distinguished Teaching Professor  
*The University of Texas School of Law*  
Austin, TX
- 9:20 AM**      **GETTING THE FAMILY BUSINESS OWNER OFF THE DIME: HOW TO GET THEM STARTED ON ESTATE AND BUSINESS SUCCESSION PLANNING**  
A difficult task is to get the family business owner to start on estate and succession planning. If you can get them started, it is easier to keep them moving. This presentation covers a variety to "hot buttons" which might be used to motivate business owners to confront their mortality and take steps now to save their businesses from imploding when the entrepreneur dies.
- Eric A. Manterfield**  
*Krieg DeVault LLP*  
Noblesville IN
- 10:10AM**      **REFRESHMENT BREAK**
- 10:25 AM**      **ROTH IRA CONVERSIONS - CRUNCHING THE NUMBERS**  
Just how valuable is a retirement plan "stretch-out?" And how much more valuable might it be after a Roth IRA conversion? What are the rules, risks, and rewards? Learn the answers to these questions, and why some are calling the year 2010 the "year of the Roth."

**Steven E. Trytten**  
*Anglin Flewelling Rasmussen Campbell &  
Trytten, LLP*  
Pasadena, CA

**11:15 AM**      **POST MORTEM ELECTIONS AND STRATEGIES INCLUDING THE NEW REGULATIONS UNDER IRC 2053 REG.**  
Myriad tax elections and strategies are available after death-it's not too late to plan! Selected income and estate tax strategies (including the new regulations under section 2053) and disclaimers are addressed.

**Stephen R. Akers**  
*Bessemer Trust Company*  
Dallas, TX

**12:05 PM**      **LUNCH BREAK (included in tuition)**      *SPONSORED BY US Bank*

**12:35 PM-  
1:25 PM**      Luncheon Presentation

**FROM CRUZAN TO SCHIAVO: LESSONS LEARNED**

Medical technology advances almost daily. Soon our country will have 80 million people over the age of 65. Often, modern medicine can deliver amazing results. But sometimes we use medicine and machines because we can, with no one asking whether we should. How can those in healthcare today best navigate this brave new world where the law, medicine, technology and demographics intersect? And in 2010, on the twentieth anniversary of the U.S. Supreme Court decision in the Nancy Cruzan case, what is the proper role of the law?

**William H. Colby**  
Truman Medical Centers  
Kansas City, MO g

**1:35 PM**      **CHILDREN, FAMILY WEALTH AND ESTATE PLANNING**  
The Gallos examine the effect of family wealth on children and show how to develop estate plans that reflect the client's values.

**Jon J. and Eileen Gallo**  
*Greenberg Glusker Fields Claman &  
Machtinger LLP*  
Los Angeles, California

**2:35 PM**      **USEFUL WEALTH TRANSFER TAX QUIRKS**  
Beneath their superficial simplicity, many wealth transfer tax provisions present quirky refinements that challenge our understanding of the *actual* operation of these complex and poorly-integrated rules. This session explores less-than-obvious quirks that present useful planning opportunities and landmines that it is useful to avoid.

**Professor Jeffrey N. Pennell**  
Richard H. Clark Professor of Law  
*Emory University School of Law*  
Atlanta, GA

**3:25 PM**      **VENDOR REFRESHMENT BREAK**      *Sponsored by Country Club Trust*

**3:40 PM**      **ASSET PROTECTION: BACKGROUND, TOOLS, AND STRUCTURES WITH SPECIAL EMPHASIS ON THE MISSOURI AND KANSAS STATUTES**

With the increasing economic turbulence and corresponding emphasis on asset protection, an analysis of the decreasing protections afforded by bankruptcy statutes, limited liability companies, limited partnerships, and spendthrift trusts, suggests that asset protection advice is an increasingly important component of a well constructed estate plan.

**Elizabeth M. Schurig**  
*Schurig Jetel Beckett Tackett*  
Austin, TX

**4:30 PM**      **ADJOURN and COCKTAIL RECEPTION SPONSORED BY MIDWEST TRUST**



*Friday, April 30, 2010*

**7:00 AM**      **REGISTRATION AND REFRESHMENTS**

**7:30-8:20 AM**    **Ethics Panel Discussion**

**8:30 AM**      **COVERING YOUR CLIENT'S S (CORPORATION) - WHAT ESTATE PLANNERS SHOULD KNOW ABOUT S CORPORATIONS, WITH A FOCUS ON PLANNING TECHNIQUES THAT WORK ESPECIALLY WELL WITH S CORPORATIONS.**

The most recent statistics from the Internal Revenue Service confirm that S corporations continue to dominate the choice of entity debate. With over 3.3 million S corporations out there (compared to 2.3 million partnerships and 2.0 million C corporations), estate planners are sure to have clients with these "simple" entities comprising a significant share of their gross estates. This session goes beyond the basics, offering innovative solutions to some of the most common problems estate planners encounter when their clients use the S corporation form of business.

**Professor Samuel A. Donaldson**

Associate Professor of Law  
Director, Graduate Program in Taxation  
*University of Washington School of Law,  
Seattle*  
William H. Gates Hall  
Seattle, WA

**9:20 AM**      **CHARITABLE PLANNING POTPOURRI: TRICKS, TRAPS, HOT TOPICS AND OLD IDEAS REVISITED**

Mr. Katzenstein will discuss advanced charitable issues including marital deduction tricks and traps in charitable planning, tax issues in estates with charitable beneficiaries and why charities need to monitor estates, creative uses of qualified contingencies in charitable remainder trusts and why most year end charitable remainder trusts should be flip unitrusts.

**Lawrence P. Katzenstein**

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*Hosted by:*

**Prof. Christopher Hoyt**

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**10:10 AM**      **REFRESHMENT BREAK**      *Sponsored by*

**10:25 AM**      **THE TOP TWENTY (OR SO) LIST OF PERSONAL (ESTATE PLANNING) INSURANCE PLANNING MISTAKES – AND HOW TO AVOID (OR AT LEAST FIX) THEM**

**Lawrence Brody**

*Bryan Cave LLP*  
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211 North Broadway, Suite 3600  
St. Louis, MO 63102-2750  
Phone: 314 259 2652  
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E-mail: lbrody@bryancave.com or  
Sondra L. Thomas slthomas@BryanCave.com

*Hosted by:*

**Paul R. Himmelstein**

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E-mail: phimmelstein@vomer.com

**11:15 AM**      **ETHICAL REPRESENTATION OF THE CLIENT WITH DIMINISHED CAPACITY**

Representation of seniors (and clients with disabilities) can pose both ethical and practical concerns. Ethical rules provide some guidance, but tend to focus on adversarial proceedings. Dealing with the client whose capacity is

diminished but not absent in a helpful, humane and effective manner should be the focus of every elder law practitioner.

**Robert Fleming**  
*Fleming & Curti*  
Tucson, AZ

**12:05 PM**      **ADJOURN**

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Extra Entrepreneurship Program  
-No extra charge for KCEPS registrants.  
-\$95 for this afternoon session ONLY

**Advising Entrepreneurs in Business Succession Planning**  
**Friday, April 30, 2010**  
**Overland Park Convention Center**

cosponsored by Kansas City Estate Planning Symposium, the Kauffman Foundation, UMKC Institute for Entrepreneurship & Innovation, UMKC Bloch School of Business, UMKC School of Law and the Financial Planners Association of Greater Kansas City

Continuing Education credit: 3.7 hours Missouri CLE credit / Kansas credit pending  
CPA, CFP, insurance credit available

12:15 PM      Luncheon presentation (lunch included) Presentations by representatives of Bloch School of Business and Law School

12:45 p.m.      **Advising Entrepreneurs of Family Businesses in Succession Planning**  
Mr. Fishback will address the importance of entrepreneurship in the economy, with special focus on family businesses, as well as on the roles played by professional advisors to entrepreneurs.

Introduction by Prof. Mark Parry, Bloch School of Business  
Bo Fishback, Vice President of Entrepreneurship at the Ewing Marion Kauffman Foundation,

1:45 p.m.      **Business Succession Planning in Multi-generational Businesses**  
Panel and question and answers: Principal topics will include succession planning in multi-generational businesses, issues (emotional and otherwise) in determining whether to continue or sell a business, and the panelists' thoughts regarding how lawyers, accountants, business consultants and other advisors can be effective counselors in such endeavors

Co-Moderators: Prof. Tony Luppino, UMKC School of Law and Prof. Joe Singer, UMKC Bloch School of Business

Panel of business professionals:

Terrence P. Dunn  
J.E. Dunn Construction Group, Inc.  
Kansas City, MO

Charles Sunderland  
Ash Grove Cement

Kansas City, MO

Pete Lemke

3:00 p.m. Refreshment Break

3:10 p.m. **Case Study in Succession Planning: Management and succession of the knowledge that gives a company its competitive advantages.**

Issues to consider in succession planning (be they legal, business, emotional, family relationships or others), including those on the list you sent and ways professional advisors be they lawyers, accountants, financial advisors or other planning consultants can add value or subtract value if not providing what the client needs.

Joe Paul

***MCS Financial Advisors***

***Fee-Only Wealth Management***

Eugene, Oregon

Representatives of the Dean Family representatives of the Dean family (of Dean Machinery).

Lori Lester Dean

Melanie Dean

Paul Dean

Linda Dean

4 p.m. Adjourn