NYU SCHOOL OF LAW

International Tax I & II (4 Credits)               Fall 2017

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Required Course Materials:

International Income Taxation: Code and Regulations, Selected Sections, published by CCH, or comparable current supplement.


Examination

This course has a final examination which will be in-class.

NOTE: Under my "open book" policy, the materials that you may bring to the final exam are as follows: casebook, statutory supplement, calculator, notes and outlines which you have prepared individually or in a group. You may NOT bring commercial outlines or outlines prepared by other students.

Office Hours

I will hold regular office hours on Wednesdays from 11:00-12:30. I am also available to meet by appointment. Please e-mail me to schedule a time.

Course Coverage

We will cover most of the material in the casebook but with some reordering. We will also cover some additional topics and materials not in the casebook. I am in the process of redesigning this course, and this is the first semester I am using this casebook. I do not have a sense of what we will be covering on a given day at this point in the semester as I like to vary pace depending on student comprehension levels and extent of organic class discussion. I will post detailed reading assignments and problem assignments for each class in NYU Classes. Assigned reading (generally cases and rulings) that is not in the casebook will also be posted on the course website.
You will note that the casebook has a very particular structure. Each unit is divided into: A (code and regulation cites), B (problems), C (narrative explanation or “overview”), and D (primary sources such as cases and rulings). I would suggest the following strategy for approaching your assignments. Begin by doing any assigned problems. Once we are up and running, I will attempt to structure the assignments such that problems will relate to substance that we have covered in the prior class. The problems will thus give you a chance to reinforce material we’ve already discussed. You should review and apply any relevant Code and Reg. sections necessary to solve the problems. Next, you should read the narrative explanations and primary source materials assigned for the day. Finally, skim the newly assigned Code and Reg. sections to get a sense of what they are doing and how the pieces fit together.

The general outline for topics we will cover is as follows:

1. Residence and Determination of Inbound Taxation versus Outbound Taxation
2. Source Rules
3. Active Business Income of Foreign Persons
4. Passive Investment Income of Foreign Persons
5. Tax Treaties
6. US Foreign Tax Credit
7. CFCs and PFICs
8. Transfer Pricing
9. Section 367 and Reorganizations (Time Dependent)