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FORMATION,

OPERATION, AND

BASIS SOLUTIONS TO

PROBLEM MATERIALS

PROBLEMS 28. (LO 3)

a. Under § 721,

neither the

partnership nor the

partners recognizes

any gain on

formation of the

entity. b. Emma will

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take a cash basis of \$100,000 in her partnership interest.

c. Laine will take a substituted basis of \$40,000 in her partnership interest (\$40,000 basis in the property contributed to the entity).

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In keeping with the entity concept, a partnership must file an informational return, Form 1065. On this return, the partnership makes

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most elections regarding the treatment of partnership items and no tax is calculated. Q2.

Compare the treatment of the business interest expense limitation versus the qualified business income deduction.

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cookies to improve functionality and performance, and to provide you with relevant advertising.

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7. \$40,000 ordinary

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income = \$160,000 – \$120,000. The gain is ordinary income since Louise (1) owns more than 50 percent of the partnership, 45 percent directly and 55 percent indirectly, and (2) the asset transferred is not a capital asset to the partnership.

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definition

Unchanged 1 2 LO 1

Types of entities
treated as

partnerships New 3

LO 1 General

partnership versus

LLP New 4 LO 2

Separately stated

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Partnership tax reporting Unchanged

4 6 LO 2 Analysis of Income schedule

Unchanged 5 7 LO 3

Entity versus aggregate theory

New 8 LO 3, 7, 11

Special allocations

Unchanged 7 9 LO 3

Capital accounts

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ordinary income =

\$160,000 –

\$120,000. The gain is
ordinary income

since Louise (1) owns
more than 50% of the

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partnership, 45% directly and 55% indirectly, and (2) the asset transferred is not a capital asset to the partnership.
(Section 10.6)

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Partnerships pass
income and losses
through to the
partners while LLCs
generally pay an
entity level tax and
owners pay tax on

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distributions. b.

Partners are often personally responsible for the

debts of the partnership while LLC

members are not liable for LLC debt. c.

Partnerships may have only one

partner but LLCs

must have more than one ...

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Periods Chapter 7 pg

7-2 through 7-4. Tax

year must be the

same tax year as 50 of

partners ; If majority

of partners tax years

are different, must

use tax year of

principal partners

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