



To: Executive Committee, Multistate Tax Commission

**From: Clark Snelson, Litigation Committee Chair
Mark Wainwright, Litigation Committee Vice Chair**

Re: Litigation Committee Report to the Executive Committee

Date: May 11, 2017

Litigation Committee

The Litigation Committee has met twice during this fiscal year. It first met in Kansas City, MO, during the 2016 annual meeting. At that time, MTC staff presented a rough draft charter to formalize the committee's intent and activities. Marshall Stranburg, Deputy Executive Director of the MTC, presented a related talk titled *Strategies for the Litigation Committee: What Role Do We Want the Committee to Have Now and in the Future?* The committee also heard from Richard Prisinzano, U.S. Department of Treasury, regarding the difficulty of tracking money in partnerships and the ease with which transactions can be obscured using that structure.

The Litigation Committee met for the second time during the Commission's March 2017 committee meetings in San Diego, CA, and chiefly addressed internal matters. The group reviewed the litigation committee charter and adopted it unanimously. It also voted to create a subcommittee on Amicus Briefing, and requested volunteers for that subcommittee. A number of people expressed interest in participating. In response to general request, Dee Wald subsequently agreed to be the co-vice-chair of the litigation committee.

In addition, the group heard a presentation from Shirley Sicilian and Sarah Mcgahan of KPMG regarding the potential effect federal tax reform could have on the states.