

**Income Taxation I**  
**Prof. Jack Bogdanski**  
**Fall 2023**  
***Syllabus***

**Your Mission**

For each topic listed herein, you are responsible for the assigned casebook reading and any and all Internal Revenue Code and Treasury regulation sections discussed in the casebook and/or mentioned in class. If you feel you need an exhaustive list of these Code and regulation sections, it might be a useful exercise for you to make one for yourself as we go along.

The Chirelstein handbook has been an invaluable aid to generations of students, and so I highly recommend (but am not requiring) that with each casebook reading, you read the corresponding pages in the Chirelstein work as well. They are all listed here.

Additionally, be on the lookout for the annotated student update memorandum, which will fill in events that have occurred since the casebook was published in 2018. You should read the student update memo, when it becomes available, along with the corresponding material in the casebook. I have marked with red asterisks the various places in the casebook that are likely to have updates in the memo.

At the end of class each Wednesday, I'll announce how far you should read ahead for the following week. This will depend on how much time it takes to cover the material.

This is a 4-unit course. The official expectation is that you will spend eight hours a week, outside of class time, studying for this course. That works out to a full day every week for 13 weeks! Please be responsible and stay caught up. Although the volume of material assigned is by no means light, it shouldn't be too threatening if you're spending sufficient time reading, thinking, and talking about the subject. Above all, don't get discouraged if things seem confusing; with time and effort, most (if not all) of it will make sense in the end.

**1. Introduction**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
1-47*	vii-viii; 1-7 (stopping before last paragraph)

**PART I. GROSS INCOME**

**2. Gross income: Does source matter?**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
69-78*	11-14, 109-111 (Question 2)

**3. Gifts and bequests**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
79–92 (top)	76 (bottom)–80 (middle)

**4. Damages**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
92–101 (middle)	2.1 to 2.4, pp. 100–101	46 (middle)–50

**5. Noncash benefits**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
108–124*, 222–231	2.5 to 2.8, pp. 119–120, 123	14 (bottom)–26 (top), 30–32, 465 (middle)–468

**6. Some statutory exclusions**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
125–140 (top)*, 205–221	2.10 to 2.14, pp. 139–140; 2.15 to 2.28, pp. 209–211	26–30, 235 (middle)–238, 314–317 (middle), 321 (bottom)–322 (top)

**7. Annual accounting problems**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
140–143 (middle)*, 175–182	301–314 (top)

**8. Debt**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
143 (middle)–158 (top)*	51–65 (middle)

**9. Tufts (and Crane)**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
158–175 (top)	347–357 (middle), 363 (bottom)–377 (middle)

**10. *Eisner v. Macomber***

<i>Casebook pages</i>	<i>Chirelstein pages</i>
251–262	32 (bottom)–36 (middle), 80 (middle)–92 (middle)

**11. Realization**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
263–277 (middle)	3.1 to 3.3, pp. 275–276	101 (middle)–103 (bottom), 377 (bottom)–380 (middle)

**12. Nonrecognition**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
277–291 (middle), 319 (bottom)–322 (top)	3.4 to 3.8, pp. 284–286	387 (middle)–399 (middle)

**13. Installment sales and annuities**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
291 (bottom)–297, 339–347	3.10, p. 294; 3.11–3.12, p. 297; 3.25, p. 342; 3.26–3.27, p.343	380 (bottom)–387 (top), 38–41

**14. Basis and gifts**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
298–302 (middle)	3.13 to 3.19, pp. 300–302	65 (middle)–71

**15. Basis allocation**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
302 (middle)–307	36 (middle)–38 (top)

**PART II. DEDUCTIONS****16. Charitable contributions**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
369–385 (middle)*, 448–463 (top)	4.1 to 4.4, pp. 384–385	228 (bottom)–230, 117–118 (middle), 205–209 (top), 217 (middle)–219

**17. Interest expense**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
385–395 (middle)*, 401	4.5 and 4.6, pp. 388–389	167 (middle)–171, 220–226 (middle)

**18. State and local taxes**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
402–405	211 (middle)–212 (middle)

**19. Casualty losses and medical expenses**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
409–436 (top)*	212 (bottom)–217 (middle)

**20. Limitations on itemized deductions**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
436–438	226 (middle)–228 (middle)

**21. Ordinary and necessary business expenses**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
493–499	155 (bottom)–158

**22. Attorney’s fees and litigation costs**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
HANDOUT	131–132 (top)

**23. Public policy limitations and lobbying**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
508–521 (middle), 524–529 (top)	159–160 (top)

**24. Travel and entertainment**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
529–545 (middle)*	126 (middle)–131 (top), 132–140

**25. Hobbies, vacation homes, home offices**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
545–554, 586–589	118 (middle)–120 (middle), 140 (bottom)–143 (top)

**26. Education expenses, work clothes**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
555–569 (middle)	123 (bottom)–126 (middle), 153 (bottom)–155 (bottom)

**27. Capitalization and depreciation**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
599–607 (middle)	6.2 to 6.6, pp. 606–607	143 (middle)–144 (top), 182 (bottom)–196 (top)

**28. What is depreciable? What must be capitalized?**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
607–624 (top)	148 (middle)–151 (middle)

**29. Repairs, *Welch v. Helvering*, job hunting**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
624–640	6.10, p. 630; 6.11, p. 640	144 (middle)–148 (middle)

**30. “Qualified business income”**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
569–571	7 (bottom)–9

**31. Tax shelters**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
679–690 (top)	499–510

**32. Passive loss rules**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
690–707 (middle)*	8.2 to 8.5, p. 706	357 (middle)–363

**33. Anti-abuse doctrines**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
707–712 (middle), 718 (middle)–724 (middle), 727 (bottom)–731	171 (bottom)–174

**34. Alternative minimum tax**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
732–736	238 (bottom)–241

**PART III. TAXATION AND THE FAMILY**

**35. Allowances for family responsibilities**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
739–748 (top)*	9.1 to 9.11, pp. 741–743; 9.12 to 9.13, p. 746	120 (middle)–123, 228 (bottom)–234 (top)

**36. Marriage**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
748–758, 785–793	288 (bottom)–294 (top)

**37. Divorce**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
759–760 (top)	9.14 to 9.16, pp. 759–760	98 (middle)–101 (middle), 294

**38. Earned income credit**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
766–768*	234–235 (middle)

**PART IV. ATTRIBUTION (SPLITTING) OF INCOME**

**39. Attribution of earned income**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
815–818 (top)	249–256 (top)

**40. Attribution of income from property**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
829 (middle)–839	10.2 to 10.5, p. 833; 10.6, p. 836	71 (bottom)–76, 272 (middle)–282

**PART V. PENSIONS**

**41. Retirement savings and consumption taxation**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
849–858 (top)*	104–108 (top), 317 (middle)–321, 493–498

**PART VI. CAPITAL GAINS AND LOSSES**

**42. Capital gains – policy and mechanics**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
867–879 (middle)	12.1 and 12.2, pp. 878–879	407–409 (middle), 415 (middle)–418 (top)

**43. Definition of a capital asset**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
879–888 (middle)	12.7, p. 888	418–419

**44. Property used in a trade or business**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
888–897 (middle)	455 (bottom)–465 (top), 468 (bottom)– 472 (top), 479–483

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