

**Income Taxation I**  
**Prof. Jack Bogdanski**  
**Fall 2024**  
***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.

At the end of class each Thursday, 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>
71–81	11–14, 109–111 (Question 2)

**3. Gifts and bequests**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
82–94, 203–204 (note 2)	76 (bottom)–80 (middle)

**4. Damages**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
95–106 (top)	2.1 to 2.4, pp. 105–106	46 (middle)–50

**5. Noncash benefits**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
113–128 (middle), 221–230	2.5 to 2.8, pp. 125, 128	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>
128–145, 208–220	2.10 to 2.14, pp. 144–145; 2.15 to 2.28, pp. 208–211	26–30, 235 (middle)–238, 314–317 (middle), 321 (bottom)–322 (top)

**7. Annual accounting problems**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
145 (bottom)–149 (middle), 181–189	301–314 (top)

**8. Debt**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
149 (middle)–164 (top)	51–65 (middle)

**9. Tufts (and Crane)**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
164–181 (middle)	347–357 (middle), 363 (bottom)–377 (middle)

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

<i>Casebook pages</i>	<i>Chirelstein pages</i>
251–263 (top)	32 (bottom)–36 (middle), 80 (middle)–92 (middle)

**11. Realization**

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

**12. Nonrecognition**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
277 (bottom)–292 (bottom), 315 (bottom)–318 (top)	3.4 to 3.8, pp. 285– 287	387 (middle)–399 (middle)

**13. Installment sales and annuities**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
292 (bottom)–299 (top), 339–347	3.10, p. 295; 3.11–3.12, pp. 298–299; 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>
299–303 (bottom)	3.13 to 3.19, pp. 301–303	65 (middle)–71

**15. Basis allocation**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
303 (bottom)–308	36 (middle)–38 (top)

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

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
375–393 (middle), 470–485	4.1 to 4.4, pp. 392–393	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>
393–403 (middle), 409 (bottom)–410 (top)	4.5 and 4.6, pp. 396–397	167 (middle)–171, 220–226 (middle)

**18. State and local taxes**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
410 (middle)–418 (middle)	211 (middle)–212 (middle)

**19. Casualty losses and medical expenses**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
421 (middle)–448 (bottom)	212 (bottom)–217 (middle)

**20. Limitations on itemized deductions**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
448 (bottom)–450 (top)	226 (middle)–228 (middle)

**21. Ordinary and necessary business expenses**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
509–524 (middle)	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>
524–537 (bottom), 541 (middle)–545 (bottom)	159–160 (top)

**24. Travel and entertainment**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
545–562 (top)	126 (middle)–131 (top), 132–140

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

<i>Casebook pages</i>	<i>Chirelstein pages</i>
562–572 (top), 604–608 (top)	118 (middle)–120 (middle), 140 (bottom)–143 (top)

**26. Education expenses, work clothes**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
572–586	123 (bottom)–126 (middle), 153 (bottom)–155 (bottom)

**27. Capitalization and depreciation**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
617–626 (top)	6.2 to 6.6, pp. 625–626	143 (middle)–144 (top), 182 (bottom)–196 (top)

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

<i>Casebook pages</i>	<i>Chirelstein pages</i>
626–642 (bottom)	148 (middle)–151 (middle)

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

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
642 (bottom)–659	6.10, p. 649; 6.11, p. 659	144 (middle)–148 (middle)

**30. “Qualified business income”**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
587–589	7 (bottom)–9

**31. Tax shelters**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
693–704 (top)	499–510

**32. Passive loss rules**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
704–721 (middle)	8.1 to 8.5, pp. 720–721	357 (middle)–363

**33. Anti-abuse doctrines**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
721–726 (middle), 732 (bottom)–738 (middle), 742–746 (top)	171 (bottom)–174

**34. Alternative minimum tax**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
746–750	238 (bottom)–241

**PART III. TAXATION AND THE FAMILY**

**35. Family**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
753–763 (top)	9.1 to 9.11, pp. 755–758; 9.12 to 9.13, p. 761	120 (middle)–123, 228 (bottom)–234 (top)

**36. Marriage**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
763–774 (top), 784–792	288 (bottom)–294 (top)

**37. Divorce**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
774–775	9.14 to 9.16, p. 775	98 (middle)–101 (middle), 294

**38. Earned income credit**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
776 (middle)–779	234–235 (middle)

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

**39. Attribution of earned income**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
813–816 (top)	249–256 (top)

**40. Attribution of income from property**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
827 (middle)–837	10.2 to 10.5, p. 831; 10.6, p. 834	71 (bottom)–76, 272 (middle)–282

**PART V. PENSIONS**

**41. Retirement savings and consumption taxation**

<i>Casebook pages</i>	<i>Chirelstein pages</i>
839–848	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>
849–861 (bottom)	12.1 and 12.2, pp. 860–861	407–409 (middle), 415 (middle)–418 (top)

**43. Definition of “capital asset”**

<i>Casebook pages</i>	<i>Casebook problems</i>	<i>Chirelstein pages</i>
861–870 (middle)	12.7, p. 870	418–419

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

<i>Casebook pages</i>	<i>Chirelstein pages</i>
870–879	455 (bottom)–465 (top), 468 (bottom)– 472 (top), 479–483

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