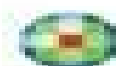


2016
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Tax Accounting in Mergers and Acquisitions

GLENN R. CARRINGTON



Wolters Kluwer

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The Merger Mystery Geoff Meeks,J. Gay Meeks,2022-06-23 Statistical studies over the last forty five years show that although there are success stories very many mergers and acquisitions do not result in the increased operating profits that economics textbooks would lead one to expect As consultancy McKinsey have put it Anyone who has researched merger success rates knows that roughly 70% fail Yet mysteriously M A activity has boomed across the globe with a forty fold increase in deals done each year now compared with four decades ago in spite of the adverse general evidence How can it be that talented energetic highly skilled law abiding income maximising participants in the M A market will often promote mergers that lead to no operating gains frequently with adverse effects on the wider economy too Drawing on findings from a wealth of statistical analyses and case evidence from many businesses the book presents answers to this merger mystery In a synthesis of ideas from several disciplines solutions are detected in misaligned incentives distorted financial engineering and information asymmetry By revealing how weaknesses at multiple points can interact and cumulate to produce inefficient outcomes the discussion serves as a corrective to the overwhelmingly positive tone of most commentary on M A whilst also advocating changes in participants contracts in taxation and in regulation which could significantly reduce the number of mergers that fail Designed to be accessible to a wide readership the book will be of interest to investors to M A practitioners and commentators to researchers and students of economics political economy finance management and accounting and importantly to policy makers working in these areas

Strategic Deals in Emerging Capital Markets Irina Ivashkovskaya,Svetlana Grigorieva,Eugene Nivorozhkin,2019-12-09 The industrial development of emerging markets has been a powerful driver for mergers and acquisitions The contributions collected in this book assess major M to identify deal performance relationships and the determinants of success or failure to reveal the drivers for the premium in M and to capture market responses to different M A strategies By doing so the book makes a significant contribution to the literature which has to date largely focused on developed markets

Mergers, Acquisitions, and Other Restructuring Activities Donald DePamphilis,2017-07-12 Mergers Acquisitions and Other Restructuring Activities An Integrated Approach to Process Tools Cases and Solutions Ninth Edition is the most current comprehensive and cutting edge text on M A and corporate restructuring available It includes many of the most up to date and notable deals and precedent setting judicial decisions as well as new regulations trends and tactics employed in M As The implications of recent developments such as negative interest rates on valuation and the backlash against globalization for cross border M As are discussed More than 90% of the case studies are new for this edition involving deals either announced or completed during the last several years It is comprehensive in that nearly all aspects of M As and corporate restructuring are explored from business plan development to target selection and valuation to negotiation and post merger integration It is cutting edge in that conclusions and insights are anchored by the most recent academic research with references to more than 160 empirical studies published in leading

peer reviewed journals just since the release of the last edition in 2015 Teaches about the financial legal accounting and strategic elements of mergers and acquisitions by concentrating on the ways their agents interact Emphasizes current events and trends through new and updated cases Highlights international mergers and acquisitions activities *The Art of M&A, Fifth Edition: A Merger, Acquisition, and Buyout Guide* Alexandra Reed Lajoux, 2019-07-19 Make every deal a major win The M A classic has been updated for today s business landscape Since the last edition of this authoritative resource was published the M A world has gone from boom to bust and back again and this new edition brings you completely up to date With critical lessons learned from the financial crises and regulatory shocks of the past decade The Art of M A Fifth Edition delivers the information and insight you need to make all the right decisions throughout the process Learn the ins and outs of Getting Started basic process requirements and objectives Strategy deciding what to buy and why Valuation and Modeling measuring and projecting value pre and post merger Financing and Refinancing sourcing capital Structuring mitigating financial tax and legal risk Due Diligence investigating a business s past present and future risks Documentation and Closing pulling everything together to ensure a smooth transaction Integration merging resources processes and responsibilities to maximize synergies Landmark Cases legal cases you need to understand The Art of M A is an indispensable resource for anyone heavily engaged in the process whether you re an executive tasked with growing your businesses an investment banker structuring transactions an attorney responsible for due diligence or an accountant who advises buyers and sellers Turn to this definitive resource to develop steward and close deals that benefit everyone involved Broken Bargain Kathleen Day, 2019-01-08 A sweeping account of financial calamities shows how often we ve been wracked by crises and how quickly we forget why setting up the next one Mark Zandi Chief Economist Moody s Analytics In the 1930s battered and humbled by the Great Depression the U S financial sector struck a grand bargain with the federal government Bankers gained a safety net in exchange for certain curbs on their freedom transparency rules record keeping and antifraud measures and fiduciary responsibilities Despite subsequent periodic changes in these regulations the underlying bargain played a major role in preserving the stability of the financial markets as well as the larger economy By the free market era of the 1980s and 90s however Wall Street argued that rules embodied in New Deal era regulations to protect consumers and ultimately taxpayers were no longer needed and government agreed This clear deeply researched history documents the country s financial crises focusing on those of the 1920s the 1980s and the 2000s revealing how the two more recent crises arose from the neglect of this fundamental bargain and how taxpayers have been left with the bill An engaging analysis The section on the S L crisis is excellent Choice A fluent if dispiriting study of an economic system that forgives those at the top so long as those at the bottom remain willing to foot the bill Kirkus Reviews Tailspin Steven Brill, 2018-05-29 In this revelatory narrative covering the years 1967 to 2017 Steven Brill gives us a stunningly cogent picture of the broken system at the heart of our society He shows us how over the last half century America s core values meritocracy innovation due

process free speech and even democracy itself have somehow managed to power its decline into dysfunction They have isolated our best and brightest whose positions at the top have never been more secure or more remote The result has been an erosion of responsibility and accountability an epidemic of shortsightedness an increasingly hollow economic and political center and millions of Americans gripped by apathy and hopelessness By examining the people and forces behind the rise of big money lobbying legal and financial engineering the demise of private sector unions and a hamstrung bureaucracy Brill answers the question on everyone's mind How did we end up this way Finally he introduces us to those working quietly and effectively to repair the damages At once a diagnosis of our national ills a history of their development and a prescription for a brighter future Tailspin is a work of riveting journalism and a welcome antidote to political despair Mergers and Acquisitions PriceWaterhouseCoopers LLP,2006-05-11 How you handle global tax issues can make or break a deal Gain a better understanding of these issues with guidance from PricewaterhouseCoopers Mergers and Acquisitions A Global Tax Guide When a business engages in a multinational merger or acquisition dealing with a diverse set of transaction related tax rules is one of the major challenges to successful implementation PricewaterhouseCoopers Mergers and Acquisitions A Global Tax Guide helps you navigate the complexities unique to these international deals This invaluable guide focuses on the global tax aspects of mergers and acquisitions to provide you with the information you need to move the deal forward under a variety of circumstances and in numerous markets Presenting individual chapters for each of thirty one countries this essential handbook provides quick access to the tax information you need and as much as possible reduces the effort required to compare the rules that apply in one jurisdiction with the rules that apply in others Each country specific chapter includes an overview of the general approaches to mergers and acquisitions taxation issues as well as detailed information about how the tax authorities in each country apply the rules to various aspects of a transaction PricewaterhouseCoopers Mergers and Acquisitions A Global Tax Guide offers tax planners a foundation of information that they need when involved in international mergers and acquisitions It also covers many of the finer points of the broader tax issues that arise during planning and negotiation Many will find this valuable reference to be an indispensable desktop tool in their effort to gain a deeper understanding of the global tax environment **Mergers, Acquisitions, and Buyouts** Martin D. Ginsburg,2007

Tax Accounting in Mergers and Acquisitions 2016 Glenn R. Carrington,2015-11-05 There are many considerations that influence how a transaction is structured including tax considerations The most basic tax issue is whether to structure the transaction as taxable or tax free In general there are four basic structures for a corporate acquisition 1 a taxable acquisition of a target corporations stock 2 a taxable acquisition of a target corporations assets 3 a tax free acquisition of the target corporations stock or 4 a tax free acquisition of a target corporations assets While at first blush it may seem that it is always more desirable to structure a transaction as tax free this is not always the case As an initial matter the requirements for structuring a transaction as a tax free reorganization which are set forth in 368 are quite strict The strictures imposed by 368

may not always be compatible with the business objectives of the parties to the transactions making resort to a taxable structure more desirable. If the fair market value of a target corporation's assets is greater than the target's basis in such assets, the purchaser may wish to acquire a fair market value basis, i.e., a stepped-up basis in such assets, something that is only possible in a taxable asset acquisition or a taxable stock acquisition for which a 338 election is made. Tax Accounting in Mergers and Acquisitions gives in-depth practical coverage of today's key issues in corporate acquisitions, dispositions, reorganizations, and restructurings from a transactional perspective. It will help your client:

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3. Achieve desired business objectives.

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1. a taxable acquisition of a target

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 Martin D. Ginsburg, 2012 **Mergers, Acquisitions, and Buyouts, Volume 1 (Chapters 1-5)** Martin D. Ginsburg, Jack S. Levin, Donald E. Roca, William R. Welke, Patrick C. Gallagher, James D. Sonda, Theodore L. Freedman, 2003-11 *Tax Accounting in Mergers and Acquisitions, 2018 Edition* Glenn R. Carrington, 2017-11-18

There are many considerations that influence how a transaction is structured including tax considerations. The most basic tax issue is whether to structure the transaction as taxable or tax free. In general, there are four basic structures for a corporate acquisition: 1 a taxable acquisition of a target corporation's stock 2 a taxable acquisition of a target corporation's assets 3 a tax free acquisition of the target corporation's stock or 4 a tax free acquisition of a target corporation's assets. While at first blush it may seem that it is always more desirable to structure a transaction as tax free, this is not always the case. As an initial matter, the requirements for structuring a transaction as a tax free reorganization, which are set forth in 368, are quite strict. The strictures imposed by 368 may not always be compatible with the business objectives of the parties to the transactions, making resort to a taxable structure more desirable. If the fair market value of a target corporation's assets is greater than the target's basis in such assets, the purchaser may wish to acquire a fair market value basis, i.e., a stepped-up basis in such assets, something that is only possible in a taxable asset acquisition or a taxable stock acquisition for which a 338 election is made. *Tax Accounting in Mergers & Acquisitions 2010* Glenn R. Carrington, 2009-10

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