

Representative Legal Matters

George M. Clarke

- Represented several Category 2, Category 3, and non-participating banks with respect to the DOJ non-prosecution agreement program.
- Defended Shell Oil Company in a period of limitations case in the Federal Circuit.
- Tried Tax Equity and Fiscal Responsibility Act (TEFRA), period of limitations, and economic substance issues before the United States Tax Court for former partners of BCP Trading & Investments, LLC.
- Represented a key witness in a major tax evasion investigation by DOJ.
- Represented Guardian Industries Corporation in a successful motion for summary judgment, affirmed on appeal, regarding foreign tax credit and technical taxpayer issues.
- Part of a team which successfully negotiated a multi-million settlement in a transfer pricing case involving a buy-in valuation issue at Internal Revenue Service (IRS) Appeals.
- Obtained a complete victory for America Online, Inc., in its suit for a refund of federal excise tax.
- Negotiated a non-prosecution agreement for a foreign banker in a major criminal tax prosecution.
- Tried and argued war on terror and military law issues for a prisoner held in Guantanamo.
- Successfully obtained a pre-trial settlement regarding economic substance, S corporation and employee stock ownership issues for the Estate of James B. Rehrig and Mary Y. Rehrig, et. al.
- Achieved a 90 percent reduction in FBAR penalty by opting out of the voluntary disclosure penalty framework in the context of an offshore bank account case.
- Defended a multinational company in a foreign criminal tax investigation and advised the company on US issues with respect to the investigation, including extradition, foreign evidence gathering, and FIN 48.