# Contents

ACKNOWLEDGMENTS \hspace{1em} xiii

INTRODUCTION \hspace{1em} xv

THE WEALTH GAP \hspace{1em} xvii

PART ONE
ACCUMULATION AND GROWTH STRATEGIES \hspace{1em} 1

Section One
THE SIX-STEP APPROACH TO FINANCIAL PLANNING \hspace{1em} 1

- STEP ONE: ASSESS CURRENT FINANCIAL STATUS \hspace{1em} 1
- STEP TWO: IDENTIFY VALUES AND ARTICULATE A WRITTEN FINANCIAL MISSION STATEMENT \hspace{1em} 3
- STEP THREE: SET INITIAL GOALS, DESIGNATING SPECIFIC TIMELINES \hspace{1em} 5
- STEP FOUR: STRUCTURE A REALISTIC FINANCIAL PLAN \hspace{1em} 6
- STEP FIVE: EXECUTE THE TERMS OF THE PLAN \hspace{1em} 6
- STEP SIX: MONITOR INVESTMENTS AND REASSESS POSITIONS \hspace{1em} 7

Section Two
INVESTMENT PERSPECTIVES \hspace{1em} 9

- Risk Assessment \hspace{1em} 10
  - Stage One: Understand the Risk Posed by Certain Categories of Investments \hspace{1em} 10
  - Stage Two: Determine the Kind of Risk You Are Comfortable Taking \hspace{1em} 12
Stage Three: Evaluate Specific Investments 13
Risk-Minimization Techniques 13
Asset Allocation 13

ASSET ALLOCATION ILLUSTRATIONS 14
Diversification 14
Other Investment Options 15
Dividend Reinvestment Plans 15
Annuities 16
Alternative Investments 17
Investing in an Outside Business (Other Than the Practice) 17

Section Three
WHETHER TO CONSULT A FINANCIAL ADVISOR OR DO IT YOURSELF 19
Managing One’s Own Investment Portfolio 19
The Role of the Financial Professional 20
The Initialisms: A Clarification 22
Compensation 23
Common Fee Structures 25
Fee-Only Compensation 25
Commission-Only Compensation 26
Fee-Based Compensation 26
Salary-Plus-Bonus Compensation 26

Section Four
REAL ESTATE OWNERSHIP 29
Sound Decision Making 29
Holding Title 31
The Home 31
Real Estate Investing—Beyond the Home 35
Vacation Homes 36
Sale of a Vacation Home 41
Whether to Lease or Purchase Office Space 41
Buying Property for College Housing 43
Mortgages 43
Basic Mortgage Products 44
Fixed-Rate Mortgage 44
Adjustable-Rate Mortgage 45
Points 46
Second and Third Mortgages 46
Locating the Optimum Loan 47
Real Estate Investment Trusts 47

PART TWO
CONCRETE STRATEGIES TO PREPARE FOR THREE LIFE STAGES 49

Section One
FUNDING EDUCATION 51
Education and Money 51
Savings Strategies 53
UGMA/UTMA Custodial Accounts 53
Loans, Scholarships, and Grants 56
Tax Benefits for Education 57
Section 529 Plans Make the Grade 57
Savings Plans 57
Gift Tax 59
Estate Tax 59
Income Tax 59
Prepaid Tuition 529 Plan 60
Coverdell Education Savings Accounts 60
American Opportunity Tax Credit 61
Lifetime Learning Tax Credit 61
Prepaid Tuition Plans 62
Funding Issues in Light of Divorce 62

Section Two
RETIREMENT PLANNING 65
Where to Live 65
How Much to Save 68
How Much to Withdraw After Retirement 69
Social Security Benefits (Old Age and Survivors) 70
Tax-Qualified Plans 73
  Background 73
  Employer-Provided Plans 73
  Roth 401(k) Plans 75
Plans Designed for Small Businesses 75
Individual Retirement Accounts 76
Estate Planning and IRAs 79
  Sample Case Study 79
  Nondeductible IRAs 80
  Roth IRAs 81
  Direct Contribution 81
  Conversion from a Traditional IRA 82
  Distribution Rules 83

Section Three
THE LONG-TERM CARE DILEMMA 85
  The Cost of Being Unprepared 85
  Medicare: What You Need to Know 86
Medigap Policies 90
Medicaid 91
  Income Test 92
    Single Person 92
    Married Person 92
  Asset Test 92
Planning Techniques 93
  Spend Down 93
  Tips for Married Couples 93
  Transfer of Assets 94
  Disqualification 94
Estate Recovery 94
Veterans Benefits 96
  Effect on Medicaid Benefits 97
  Attorney Representation of Veterans 97
  Long-Term Care Insurance 97
Frequently Asked Questions | 100
Conclusion | 102
Reverse Mortgages | 102

PART THREE
ASSET CONSERVATION STRATEGIES | 107

Section One
PROTECTION AGAINST OUTSIDE DISASTER AND SELF-IMPOSED LOSSES | 109

Safeguarding Assets with Insurance | 109
Professional Liability Insurance | 110
Disability Insurance | 112
Interview | 114
Umbrella Insurance | 115

Minimizing Investment Mistakes | 115

How Debt Eats Away at Your Future | 117
Good Debt/Bad Debt | 117
Credit Report/Credit Score | 118
Error on Credit Report | 119

Automobiles | 120
Whether to Lease or Buy | 121
Financing Options | 122
General Considerations | 122

Balances on Credit Cards | 124
Lending and Borrowing | 125
Lending | 125
Cosigning Loans | 126
Borrowing from Friends and Family Members | 127
Sample Promissory Note | 128

Strategy to Eliminate Debt | 129
Case Study | 130

Bankruptcy and Lawyers | 131
Professional License | 132
Effect on Credit Score | 133
Experience of an Attorney Who Filed for Bankruptcy 134
Debtor Receives a Fresh Start 134
Student Loans 135

Section Two
PRESERVE WEALTH BY REDUCING INCOME TAX LIABILITY 139
Ten Practical Tips 139
A Guide to Deductibility of Medical Expenses 144
Home Improvements 145
Expenses Paid on Parent’s Behalf (Dependency Test) 146
Long-Term Care Costs 146
Income Tax Benefits Pertaining to Special Needs 147
Education as a Medical Expense 148
Conferences and Seminars 149
Taxable Income 150
Amending Returns 150
Conclusion 150

PART FOUR
DISTRIBUTION STRATEGIES 151

Section One
CRITICAL DOCUMENTS, PLANNING TECHNIQUES, AND PITFALLS TO AVOID 153
Basic Documents/Advanced Insights 153
Last Will and Testament 154
Revocable Living Trust and Pour-Over Will 156
Financial Power of Attorney 157
Health Care Documents 158
Online Accounts 160
Common Estate Planning Mistakes 163
1. Improperly Drafted Powers of Attorney 163
2. Inappropriate Tax Allocation Clause 163
3. Failure to Establish a Special-Needs Trust 164
4. Failure to Update Documents on a Regular Basis 165
5. Failure to Execute Documents That Have Been Drafted 165
6. Failure to Change Beneficiary Designations 165
Estate Planning and the Second Marriage 166
Tips on Having a Talk with Aging Parents 168

Section Two
SPECIFIC CONSIDERATIONS 171
Introduction to Estate and Inheritance Taxes 171
Role of Life Insurance 174
Term Insurance 175
Permanent Insurance 176
Irrevocable Life Insurance Trust 176
Mortgage Life Insurance 177
Special-Needs Planning 177
Overview of Public Benefits Programs 177
Needs-Based—SSI 178
Program Not Based on Economic Need—SSDI 180
Medicaid Eligibility for Long-Term Care 181
Special-Needs Trusts 181
Choosing a Trustee 183
Trustee Responsibilities 183
Special Situations 185
Housing 185
Transportation 186
Payments to Family Members 186
Tax Considerations 187
Termination of the Trust 187
Estate Planning for Same-Sex Couples 188

PART FIVE
THE WAY FORWARD 189
A Road Map to Financial Security 189
Stage One: Create a Financial Plan 189
Stage Two: Decisions Regarding Financial Management 190
Contents

Stage Three: Three Major Life Stages (Financial Considerations) 191
State Four Asset Conservation Strategies 192
Stage Five: Distribution Stage 193

APPENDIX A

IMPROVING YOUR FIRM’S BOTTOM LINE 195
Introduction 195
Significance of Key Performance Indicators 196
Fact Pattern 197
KPIs—Opportunities for Growth 198
   How to Increase Law Firm Revenue Without Working Harder 198
More Tips 200
Selected Resources 201

APPENDIX B

RELATIONSHIPS AND FINANCES 203
   Establish Open Financial Communication in Relationships 203

APPENDIX C

DEVELOPING BUDGETARY DISCIPLINE 205
   Establishing and Adhering to a Budget 205
   The Latte Factor 208

ABOUT THE AUTHOR 211

Index 213