

## **ROBERT D. PROBASCO**

Texas A&M University School of Law  
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### **ACADEMIC EXPERIENCE**

#### **Texas A&M University School of Law**

Director, Low Income Tax Clinic, and Senior Lecturer, November 2016 – present

#### **SMU Dedman School of Law**

Adjunct Professor, Tax LLM Program, August 2014 – December 2016

#### **UNT Dallas College of Law**

Adjunct Professor, June 2015 – December 2016

### **EDUCATION**

#### **University of Virginia School of Law, J.D., 2000**

- Order of the Coif; Managing Board & Articles Editor, *Virginia Law Review*
- Edwin S. Cohen Tax Prize, for scholarship in tax courses

**Iowa State University**, B.S. with honors, Industrial Administration (accounting), 1974

### **ACADEMIC PUBLICATIONS**

- *Indian Tribes, Civil Rights, and Federal Courts*, 7 Tex. Wesleyan L. Rev. 119 (2001)
- *Prosecuting Conduit Campaign Contributions — Hard Time for Soft Money*. 42 S. Tex. L. Rev. 841 (2001)

### **OTHER PUBLICATIONS**

- Loving: *Who Can The IRS Regulate?*, Law360.com (Tax), December 2013
- *How STARS Cases Apply Economic Substance Doctrine* (with Lee Meyercord), Law360.com (Tax), November 2013
- *IRS Gets Too Much Time To Go After Transferred Assets* (with Paul Yin), Law360.com (Tax), November 2013
- *Tax Court Finds STARS Transaction Lacks Economic Substance* (with Lee Meyercord), Texas Tax Lawyer, Spring 2013
- *Navigating TEFRA Partnership Audits in Multi-Tiered Entity Structures* (with Mary McNulty and Lee Meyercord), Business Entities, January/February 2013

- *TEFRA-Partnership Refunds: Five Steps to Protect a Partner's Rights* (with Mary McNulty and Carla Crapster), *Business Entities*, January/February 2011
- *Much Uncertainty About Uncertain Tax Positions*, *Texas Tax Lawyer*, May 2010
- *Surviving IRS Examination and Appeals* (with Emily Parker), *Corporate Counsel Review*, November 2006
- *Computing Interest on Overpayments and Underpayments: How Difficult Can It Be? Very!* (with Mary McNulty, David Boucher, and Joseph Incorvaia), *102 Journal of Taxation* 273, May 2005
- *Tax Shelter Disclosure and Penalties: New Requirements, New Exposures* (with Mary McNulty), *Journal of Taxation and Regulation of Financial Institutions*, January/February 2005

## **PRESENTATIONS**

- *Partnership Audits & Litigation (TEFRA)* (with Jason Freeman), State Bar of Texas Advanced Tax Law course, October 2015
- *Don't Leave Money on the Table! IRS [Mis]Computation of Interest*, University of Texas School of Law 62nd Annual Taxation Conference, December 2014
- *Transferee Liability Update*, ABA Section of Taxation ("ABA"), Administrative Practice Committee, July 2013
- *Ethics and Expected Changes to Circular 230* (panelist), Federal Bar Association 25th Annual Insurance Tax Seminar, May 2013
- *Transferee Liability*, Dallas Bar Association Tax Section ("DBA"), March 2013
- *Circular 230 and Rules of Professional Conduct in Giving Tax Advice*, State Bar of Texas Tax Section, Leadership Academy, January 2013
- *Transferee Liability*, ABA, Administrative Practice Committee (panelist), September 2012
- *The New Application of Transferee Liability*, University of Texas School of Law 59th Annual Taxation Conference, December 2011
- *TEFRA Audits and Refund Claims*, Accounting Continuing Professional Education Network (ACPEN), Partnerships and LLCs Update, October 2011
- *The New Application of Transferee Liability*, ABA, Court Procedure & Practice Committee (panelist), January 2011
- *What Tax Lawyers Need to Know Before Choosing a Forum for Their Next Federal Civil Tax Litigation Dispute*, Webinar, ExecSense, November 2010
- *Federal Tax Update*, State Bar of Texas Annual Meeting, June 2010
- *Living With Transparency*, Tax Executives Institute Dallas Chapter ("TEI"), November 2008
- *Retention Requirements for Tax Records*, TEI, January 2008
- *Ethics and Standards of Tax Practice in the New Age of Transparency: From Self-Assessment to Self-Audit* (with Emily Parker), American Petroleum Institute Federal Tax Forum, April 2007
- *IRS Audits and Appeals*, DBA, March 2006
- *IRS Audits and Appeals* (with Emily Parker), TEI, March 2006

- *Taxation of Attorney Fees: Recent Developments* (with Marc Grossberg), Houston Tax Forum, March 2005
- *The Deliberative Process Privilege*, ABA, Court Procedure and Practice Committee (moderator), October 2004

## **LEGAL WORK EXPERIENCE**

**The Probasco Law Firm** 2014 – current  
 Represent taxpayers in disputes with the IRS, involving all stages of tax disputes: audits, administrative appeals, refund claims, collection due process hearings, and tax litigation.

**Thompson & Knight, L.L.P.** 2001 – 2014  
 Solved problems for taxpayers in disputes with the IRS, involving all stages of tax disputes: audits, administrative appeals, refund claims, collection due process hearings, and tax litigation. Named a “Texas Rising Star” in Tax Law by ThomsonReuters & Texas Monthly, in 2004, 2005, 2006, 2008, 2009, and 2010. Representative matters include a broad range of clients dealing with a wide variety of issues, with many disputes involving \$100 million or more.

**The Honorable Sam A. Lindsay** 2000 – 2001  
 U.S. District Court for the Northern District of Texas  
 Law clerk. Reviewed pleadings and motions, drafted opinions and orders, and assisted the Judge with trials.

## **OTHER WORK EXPERIENCE**

**Mobil Oil Corporation** January 1980 – May 1997  
 Performed various financial and accounting functions, and management of teams and departments, including: internal audit and controls, accounts payable, financial analysis, general accounting, systems development, acquisitions, and other special projects.

**Deloitte, Haskins & Sells** January 1978 – December 1979  
 Provided consulting services related to health care, primarily to various state or federal agencies.

**Deloitte, Haskins & Sells** January 1976 – December 1977  
 Conducted financial audits for a wide variety of clients and industries.

**Meredith Corporation** June 1974 – December 1975  
 Performed internal audits of company operations.

## **PROFESSIONAL LICENSES AND ADMISSIONS**

- Admitted to practice before the United States Tax Court, 2007
- Admitted to practice before the United States Court of Federal Claims, 2002

- Admitted to practice before the Internal Revenue Service, 2001
- Admitted to State Bar of Texas, 2000
- Certified Public Accountant, Iowa (1975) and Texas (1992)

### **PROFESSIONAL ORGANIZATIONS**

- State Bar of Texas, Tax Section
  - Member, Council, 2011-2019
  - Chair, Committee on Government Submissions, 2013-2016
  - Chair, Pro Bono Committee, 2012-2013
  - Vice-Chair, Tax Controversy Committee, 2010-2013
  - Volunteer/Coordinator, Tax Court Pro Bono program, 2008-present
  - Planning Committee, Advanced Tax Law course, 2014-present
  - Scholarship Committee, 2014 and 2016
  - Principal drafter for seven comments letters submitted to IRS or Tax Court, providing responses to various proposed regulations or rule changes; testified twice at related public hearings in Washington, D.C.
- Dallas Bar Association Tax Section (Council Member, 2012-2014)
- American Bar Association, Section of Taxation, Court Procedure & Practice Committee
- Texas Society of Certified Public Accountants; Dallas CPA Society
- Planning Committee, University of Texas School of Law Annual Taxation Conference, 2012-present