

Corporate Transparency Act: Revisit all Irrevocable Trust Appointments

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**A KEY ESTATE
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Which Trust Appointments/Powers Might Be Beneficial Owners

- Many trusts own interests in entities. Each position in a trust will have to be evaluated to determine if it is a beneficial ownership interest to report if the trust owns interests in a Reporting Company.
- Many trust powers or rights may make the holder/person a “substantial control person” under the CTA?
- Consider:
 - General trustee.
 - Investment trustee.
 - Distribution trustee.
 - Trust protector.
 - Person holding a power to loan.
 - Person holding a power to add beneficiaries.
 - Person holding a power of appointment.
 - Person holding a power of substitution (swap power).
 - Possibly even a person holding an annual demand or Crummey power.

Additional information

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