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Law in a Flash

Federal Income Taxation

3-43

QIT 35 FED INCOME TAXATION

Spat, Inc. is a small, closely held corporation that manufactures Spat Cola, a banana-flavored soda with white the color of normal sodas. The company's net income for this year year is \$200,000. Its CEO, A. Deconation, decides to retain all \$200,000 of these earnings to invest in some high-tech banana products. Assume this income would get Spat into the top corporate tax rate of 35% and that each of the shareholders falls into the 20% bracket. How will these facts be reported if Spat, Inc. is a C corporation? If it's an S corporation?

The treatment will be different.

Under subchapter S, retained earnings are treated as income to the taxpayers as if they were distributed to them as dividends—they are attributed to the stockholders in proportion to their stock ownership. Under subchapter C, retained earnings are taxed at the corporate level; they are not subject to taxation at the shareholder level.

Here, Spat is retaining all of its earnings for the year. If it is a subchapter C corporation, the \$200,000 will be taxed at the corporate rate of 35%. There will be no tax to the individuals because no dividends have been paid to them. If Spat qualifies under subchapter S, the \$200,000 will also be taxed only once—but at the individual rate of 20%.

FOC, ¶¶ 20.005, 21.050

3-43



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Morais goes from Lula's childhood to the annulment of his convictions in 2021 passing through the new unionism the ABC strikes the foundation of the PT and the first election campaign

Ulrich's International Periodicals Directory Carolyn Farquhar Ulrich, 1999

The AALS Directory of Law Teachers, 1995

Catalog of Copyright Entries. Third Series Library of Congress. Copyright Office, 1955

Laws of the State of New York New York (State), Mandated Benefits Compliance Guide The Wagner Law Group, 2021-12-10

Mandated Benefits 2022 Compliance Guide is a comprehensive and practical reference manual that covers key federal regulatory issues which must be addressed by human resources managers benefits specialists and company executives in all industries This comprehensive and practical guide clearly and concisely describes the essential requirements and administrative processes necessary to comply with employment and benefits related regulations

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