



Kelly M. Politte

## Special Counsel

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Kelly Politte focuses her practice primarily in the area of federal and state tax matters, specializing in IRS and state tax controversies, assisting clients throughout the country. Within her practice she represents individual, business and corporate taxpayers, and accounting professionals, through all facets of civil and criminal tax controversies with the Internal Revenue Service, Department of Justice, and state and local taxing authorities.

Kelly handles a variety of tax issues, including audit navigation, audit reconsideration, innocent spouse requests, penalty abatement, employment tax and trust fund recovery penalty cases, collections, offers in compromise, installment agreements, tax lien discharge and subordination certificates, non-filers and voluntary disclosures, offshore tax matters, claims for refund, and U.S. Tax Court and district court litigation and appeals.

Examples of Kelly's tax work include:

- Fought IRS to successful release of tax levies and stopping collection efforts
- Negotiated affordable payment plans with the IRS and Colorado Department of Revenue for unpaid income taxes for clients who did not file tax returns for up to 10 years
- Defended cannabis client in excise tax and sales and use tax audit to save over \$100,000 of proposed tax assessments
- Negotiated a settlement saving a client \$322,000 allowing client to pay only \$3,000 to the IRS
- A client received a letter from the IRS after an audit, increasing his tax liability by \$515,000 for the two years audited. After filing a petition with the U.S. Tax Court, Kelly was able to negotiate a settlement of the case for less than \$75,000.

In addition to her tax practice, Kelly also practices in the areas of Trusts & Estate Litigation, Estate Planning and Corporate Services. Within this area of her practice, she regularly prepares and reviews wills, trusts, powers of attorney, and advanced medical directives. She handles business law matters, including business formation and choice of legal entity, regulatory compliance, contract drafting and transactions, and business disputes and litigation. In 2022, she successfully tried a business ownership dispute in which her client won, following the jury trial, on his claims for declaratory relief that he was still an owner of the business and for breach of contract against the business.

Kelly is a veteran and is fluent in French.