

A Newsletter from the Law Offices of Boyd & Boyd, P.C.

ADD MORE PROTECTION & FLEXIBILITY TO YOUR LIVING TRUST

by adding
The Unique
“Personal Asset TrustSM”

The “Old Way” of Estate Planning

In most Living Trusts, beneficiaries receive their inheritance “outright” - - either immediately after you’re gone, or over a certain period of time, or at certain ages. In other words, your assets are distributed out of your Trust right into the names of your beneficiaries. However, by “owning” their inheritance, your beneficiaries are then exposed to the claims of spouses in divorce, creditors, lawsuits, the loss of government needs-based benefits and potential estate taxes when their inheritance is handed down to the next generation of beneficiaries.

The “New” and Better Way

Instead of receiving their inheritance directly, each of your beneficiaries may instead receive their inheritance in a special trust, which springs out of your Living Trust. This continuing “Personal Asset TrustSM” (or “PAT”) can be controlled by each beneficiary in such a manner as to virtually give him or her all of the same rights as ownership, without

Upcoming Seminars

<p><i>Are Your IRAs & Company Retirement Plans Properly Protected? If Not, Your Family Could Lose Millions!</i></p>	<p><i>Will Your Living Trust Work Right Or Break Down When It's Tested?</i></p>
<p>Tuesday Sept 23, 2008 or Tuesday Oct 21, 2008</p>	<p>Thursday Sept 11, 2008 or Saturday Oct 4, 2008</p>
<p>Boyd & Boyd, P.C. Conference Room 1185 Falmouth Rd #101 Centerville, MA 10:00 AM - 11:30 AM</p>	<p>Boyd & Boyd, P.C. Conference Room 1185 Falmouth Rd #101 Centerville, MA 10:00 AM - 11:30 AM</p>
<p>24 Hour Reservation line ~ Call (800) 382-3439</p>	

the liability exposures ownership brings.
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How the “PAT” Works

The beneficiary may be his or her own initial Trustee in control of his or her own “Personal Asset TrustSM”. The beneficiary may control the investing of his or her inheritance, how and when it is distributed and even who may receive it when that beneficiary passes away (if you wish, this right may be limited, such as only to your lineal descendants). The level of asset protection needed may be determined by the beneficiary after you’re gone with the advantage of “20/20 hindsight”, looking at the beneficiary’s circumstances at that time. For example, if a moderate level of protection is appropriate, an independent Co-Trustee may be brought in to co-sign on distributions. Or, if a greater level of asset protection is needed, an independent “Trust Protector” can “lockdown” the Trust even more tightly from the attack of third parties. In either case, the beneficiary may continue to indirectly control



his or her inheritance, while enjoying additional asset protection.

The Flexibility to Adapt

Sometimes a plan may not work as originally intended because of changed circumstances or events you don’t anticipate. For example, you may have set up a restrictive trust for a beneficiary you did not feel was good at handling money or who was receiving government benefits; but later this beneficiary may prove capable or no longer require or be receiving government benefits, and the trust and its ongoing paperwork and expense may no longer be warranted. On the other hand, you may have provided for a beneficiary to receive their inheritance right away or at a certain age and when the time comes, the beneficiary is having drug or alcohol problems, or otherwise can’t properly handle his or her own affairs, or is receiving government benefits; in this case, you would want the trust to hold back the beneficiary’s distributions until the beneficiary is capable of handling matters on his or her own. Or, a lawsuit may be threatened against a beneficiary and it would advantageous to take certain protective actions. Now you can add flexibility to your Trust by permitting your Trustee to bring in the “Trust Protector” to handle these situations, as you would have intended.

We Didn’t “Invent” It

The “Personal Asset TrustSM” is based upon over 100 years of Asset Protection Law. We have merely adapted and “imported this technology” for your Living Trust. This “Personal Asset TrustSM” is so unique that it is only offered by a small number of attorneys, who have taken the

FYI

Many clients have asked us for extra copies of our issue of “The Beacon” concerning the **IRA Inheritance TrustSM**. If you would like extra copies for family and friends, please call the office at (508) 775-7800. We will be happy to mail or e-mail you as many copies as you may need.

Do you know someone who would like to receive each issue of “The Beacon”? Call (508) 775-7800 to give them a free subscription.



THE NEWEST, BREAKTHROUGH, IRS APPROVED TRUST STRATEGY

Finally, every owner of an IRA worth over \$100,000 wants to maximize both the income tax treatment and principal of the IRA, when inherited, from beneficiary's options, including lump-sum and rollover options. Now there's the "IRA Inheritance Trust" that does it all! This means that the beneficiary can control the IRA's investments and distributions. This means that the beneficiary can control the IRA's investments and distributions. This means that the beneficiary can control the IRA's investments and distributions.



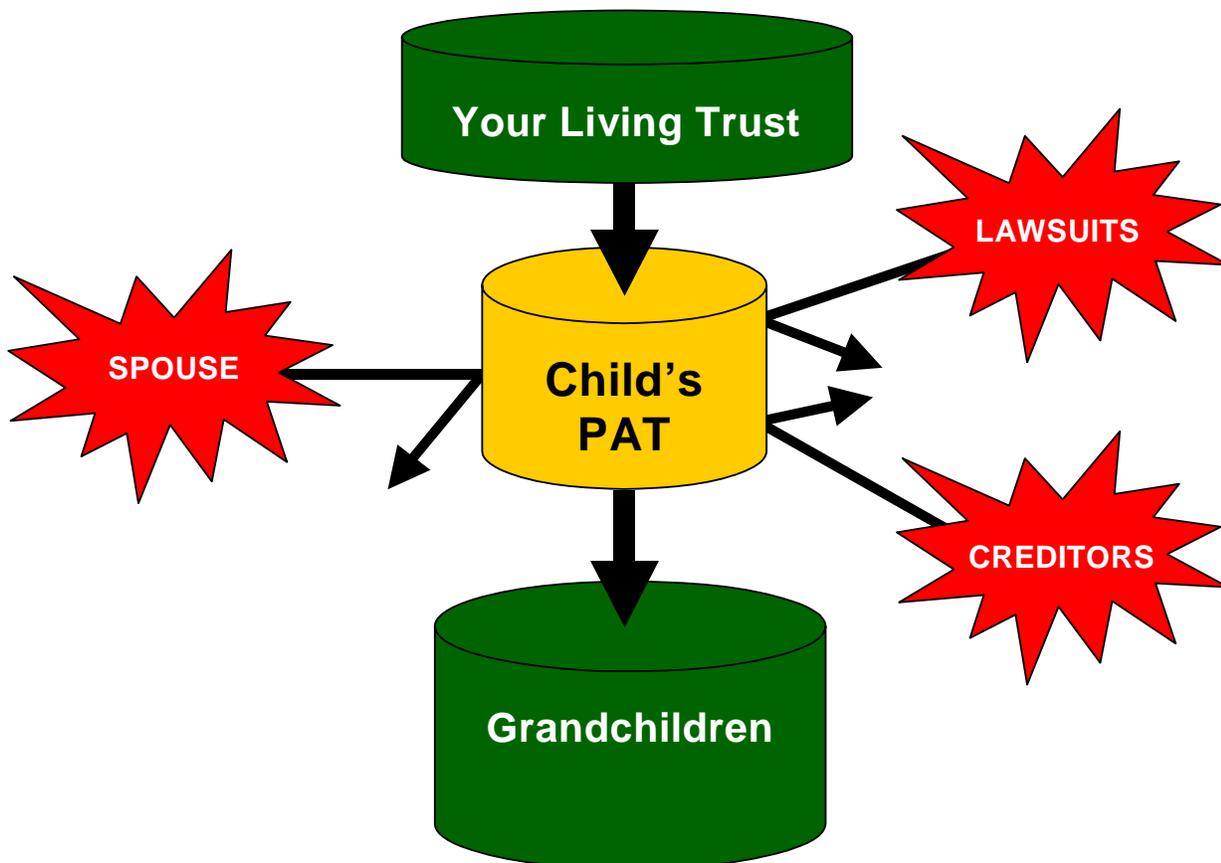
Take Advantage of This Unique Opportunity



time to study it and the expense of updating their documents to include it.

We have prepared an Amendment that can add this “Personal Asset TrustSM” to your Trust at only a fraction of the price for an Asset Protection Trust alone. If you have not yet added this “PAT” feature to your existing Living Trust, you should seriously consider doing so right away. We believe that it’s so important, we now offer the “PAT” as a standard feature in every new Living Trust vehicle we build!

Please note that the “Personal Asset TrustSM” does not alone guarantee “bulletproof” asset protection for your beneficiaries, but it does add much enhanced protection over the typical Living Trust’s provisions. Other, more advanced planning measures, such as Family Limited Partnerships or Irrevocable Trusts may be warranted if you desire an even greater level of asset protection.



MAKE SURE YOUR HEALTH CARE DOCUMENTS ARE AVAILABLE 24 HOURS A DAY IN CASE OF EMERGENCY

Statistics say that most people, when rushed to a hospital in an emergency, don't have their health care decision making documents with them. We are talking about your Health Care Proxy and HIPAA Authorizations.

We have now tested a special service called "DocuBank" which stores a copy of your health care documents and make them available by fax 24 hours a day simply by calling a toll-free number that appears on an "Emergency Card" you can keep in your wallet.

We think this service is fantastic, particularly when you consider that critical medical care and treatment decisions may need to be made for you immediately.

If your health care documents are not readily available, doctors may be concerned about their liability and refuse to make decisions without proper legal authorization.

Emergency Access to My Medical Directives	
CALL 800-362-8226	Or log on at www.docubank.com
<i>See back to obtain my advance directives.</i>	
Your Name Here	EXP: 06/30/09
Member #: 102990 PIN: 3746	Emergency Contact
Allergies: Penicillin, Sulfa, Latex, Peanuts	S. Cardholder
	Cell:
Conditions: Diabetes, Heart Bypass, Asthma	Home: 610-667-3524
	Work: 866-362-8226
	THIS IS A SAMPLE CARD.
Organ Donor form included	
Provided Through: Boyd & Boyd, P.C.	
(508) 775-7800	
	

We have arranged a specially discounted price for this service, not available to the general public.

To learn more about DocuBank and their great service call our office (508) 775-7800. This is such an inexpensive and important service that we recommend it to all our clients!



**For More Information Contact
The Law Office of Boyd & Boyd, P.C.
508-775-7800**

THE LAW OFFICES OF
Boyd & Boyd, P.C.

"You create the legacy. We create the plan."

Estate & Trust: Planning, Administration & Management,
Wealth Preservation, Elder Law, Tax Law,
Business & Succession Planning

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