



**Emert Law Firm**  
estate planning, real estate, business

## Business Planning Worksheet

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*So that we may be adequately prepared to advise you, please return this completed worksheet to our office at least 24 HOURS prior to your scheduled appointment:*

**Email: [planning@emertlaw.com](mailto:planning@emertlaw.com)**

**Fax: (770) 932-5195**

**US Mail or hand delivery:**

**Emert Law Firm, LLC**

**6340 Sugarloaf Parkway**

**Suite 200**

**Duluth, GA 30097**

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Emert Law Firm, LLC

◆ 6340 Sugarloaf Parkway | Suite 200 | Duluth, Georgia 30097 ◆ Phone: (678) 288-2010 ◆ Fax: (770) 932-5195

**Business Information**

Current or Proposed Business Name \_\_\_\_\_

Type:  To be discussed  Limited liability company  C Corporation  S-Corporation  General Partnership  
 Limited Partnership/LLP/LLLP  Nonprofit  Sole proprietorship  Other: \_\_\_\_\_

Formation State: \_\_\_\_\_

Street Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Telephone \_\_\_\_\_ E-mail Address \_\_\_\_\_

**Reason for Business Planning Inquiry**

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**Important Questions**

(Please check "Yes" or "No" for your answer)	Yes	No
Should business activities be limited to specified business purpose, such as provision of professional services? <i>Describe</i> _____		
Does or will this business conduct activities in states other than the state in which it is formed? <i>List</i> _____		
Do you know of any actual or potential litigation against the company or any of its owners? <i>Describe</i> _____		
Do you know of any actual or potential tax, bankruptcy, or administrative proceedings against the company or any of its owners? <i>Describe</i> _____		
Does or will this business have different classes of equity that entitle the owners to different voting or economic rights?		

**Other Advisors**

Name	Telephone
Current Attorney (if any) _____	_____
Accountant _____	_____
Financial Advisor _____	_____
Life Insurance Agent _____	_____

**Party Information**

**Full Name** \_\_\_\_\_

Type:  Individual  Business or organization

If individual: Prefer to be called \_\_\_\_\_ US Citizen? \_\_\_\_\_ Residence County \_\_\_\_\_

If business: Business Type \_\_\_\_\_ Formation State \_\_\_\_\_

Street Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Telephone \_\_\_\_\_ E-mail Address \_\_\_\_\_

Role:  Owner  Manager/Director  Officer  Other: \_\_\_\_\_

**Full Name** \_\_\_\_\_

Type:  Individual  Business or organization

If individual: Prefer to be called \_\_\_\_\_ US Citizen? \_\_\_\_\_ Residence County \_\_\_\_\_

If business: Business Type \_\_\_\_\_ Formation State \_\_\_\_\_

Street Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Telephone \_\_\_\_\_ E-mail Address \_\_\_\_\_

Role:  Owner  Manager/Director  Officer  Other: \_\_\_\_\_

**Discussion Items**

Use this section to indicate your areas of concern that you would like to discuss in our consultation:

Description	Check All That Apply
Assistance with selecting the correct form of entity for business liability, personal asset protection, and strategic tax planning purposes.	
Preparation or review of entity formation documents, including certificates of incorporation, certificates of rights, preferences and designations, articles of incorporation, bylaws and organizational minutes, shareholder agreements and operating agreements.	
Negotiating and drafting buy-sell agreements to address what happens if a co-owner dies or leaves a business, including cross-purchase and entity-purchase agreements or other forms of buy-out agreements.	
Negotiation and drafting of asset purchase agreements, stock purchase agreements or other merger and acquisition agreements and ancillary documents.	
Executive employment agreements, consulting agreements, stock option plans and stock option awards, equity incentive plans, stock appreciation rights and phantom stock agreements, non-compete agreements, proprietary inventions and non-	

disclosure agreements, and non-qualified deferred compensation agreements.	
Plan for the transfer and survival of a family business.	
Software and technology licenses, content licenses, software development agreements, turnkey computer systems installation agreements, web hosting agreements, web development agreements, and application service provider agreements.	
Leases and sub-leases of commercial office space.	
Protecting personal (non-business) assets from lawsuits or creditors.	
Preserving the privacy of affairs in case of disability or at time of death from business competitors, predators, dishonest persons and curiosity seekers.	
Preparation of tax opinions or seeking private letter rulings in connection with tax-free reorganizations or other tax-sensitive business structures.	
Borrowing and lending documents, including commercial loan agreements, private indebtedness, security agreements, collateral assignments and pledge agreements.	
Sales agreements, sales representative and agency agreements, distribution agreements, value-added reseller agreements, incentive compensation plans.	
Estate planning, including avoiding or reducing your estate taxes, avoiding probate, or reducing administration costs at time of your death.	

**Other Items for Discussion**

Horizontal lines for writing.

**Additional Information**

Horizontal lines for writing.