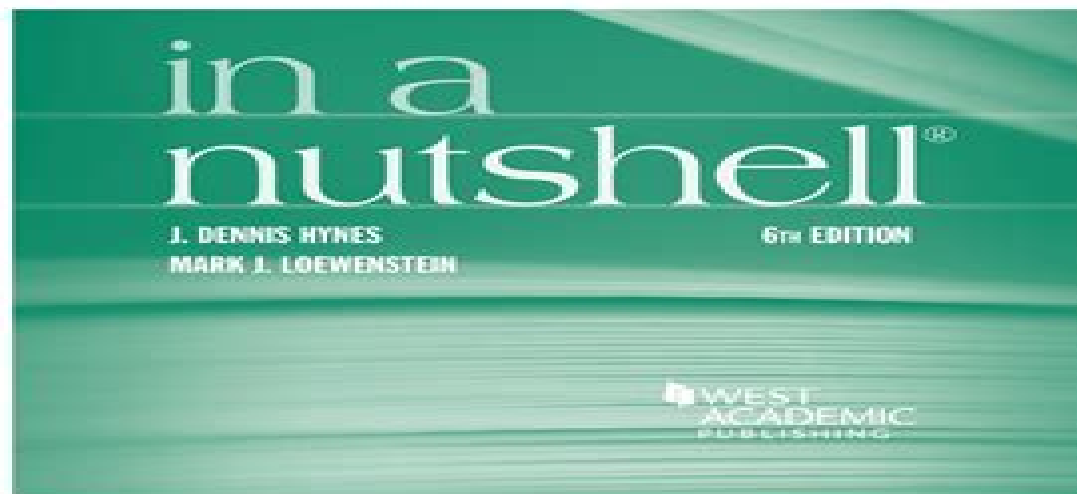


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Arturo Cuomo



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evolution of partnership forms is stimulated by powerful economic forces that can lead to widespread prosperity and wealth creation for a society. Given the importance of closely held firms in the United States and Europe, *The Evolution of Legal Business Forms in Europe and the United States* argues that partnership law should trouble itself less with historical and descriptive arguments about the legal rules and structure of the partnership form and focus much more on the new analytical apparatus of the economics of organizational form as well as the fundamental economic learning that informs the debates on limited liability partnership rules regarding management and control, conflict resolution, and fiduciary duties. Introducing and extending the best available theories from law and economics, particularly those from the theory of the firm, this book's analysis demonstrates that the patterns of European partnership law and its recent history are best understood from an economic and comparative law perspective. By examining the economic theories of the firm and the economics of organization choice, *The Evolution of Legal Business Forms in Europe and the United States* conceives partnership type business forms as contractual entities. The key feature of the modern partnership form is that partners have significant flexibility and power to limit their liability, transfer all of their rights, and to freely exit the firm. Another key feature of partnership law is the insight that lawmakers should provide the rules and enforcement mechanisms to regulate the important relationships within the partnership. This book applies an efficiency test to determine which sets of default rules are likely to resolve the main problems in partnerships. Having identified partnership law with the economic theory of organization, *The Evolution of Legal Business Forms in Europe and the United States* then goes to argue that most of partnership law is directed at offering bundles of legal rules for different types of firms. Lawmakers should promote partnership rules that attract investors and can be expected to be efficient if they allow entrepreneurs to freely select the bundle of rules that best match their priorities. In a modern vision of partnership law, lawmakers promote economic welfare through creating non-mandatory rules that allow multiple businesses to switch to a favourable business form without significant costs. Jurisdictions plagued by falling incorporations and low levels of small and medium business activity should abandon the mandatory and standardized framework and the lock-in effect that it promotes and focus on the mechanisms of legal evolution and rules that tend to mimic the market. This innovation work will have ramifications felt across European jurisdictions and will be debated by a large audience of policymakers and academic lawyers involved in law reform. Moreover, the book will receive serious attention from students of law and economics as well as practising lawyers involved in resolving complex issues of organizational law. Reviewer Vermeulen's work makes a significant contribution to the dialogue between legal scholars and policy makers from Europe and the United States on the matter of business entity law reform. The volume is ambitious in scope, thoughtful in approach, and accurate in result. It shows a well-read and nuanced view of the recent American partnership law reform debates. He moves with assurance between different systems of law and analysis and has a confident sense of what his diverse readers need to know to come to the ultimate discussion with a common sense of the

issues and alternatives at hand Vermeulen's work should serve as a starting point for a robust discussion among scholars and policy makers *Student Lawyer* ,1999 **Limited Liability Company and Partnership Answer Book** Alson R. Martin,2010-12-21 This easy to read Qandamp A resource includes 300 answers to help you custom design an LLC or LLP weigh the pros and cons of converting your business to an LLC or LLP capitalize on the advantages of converting to an LLC or LLP ensure IRS compliance and avoid andquot double taxationandquot of revenues also includes a state by state listing of statutory provisions regarding structure and organization registration procedures and filing fees a comparison chart of the LLC LLP regular and S corporation limited partnership and general partnership with model operating agreements By Alson R Martin Esq For most companies doing business as a limited liability company or partnership offers significant benefits Limited Liability Company andA format makes clear and accessible both the legal rules and important business decisions regarding LLCs and LLPs With more than 300 authoritative answers you ll understand how to Custom design an LLC or LLP that provides liability protection to principals and agents and one time taxation of revenue Weigh the pros and cons of converting your business to an LLC or LLP Capitalize on the operational tactical and strategic advantages of converting to an LLC or LLP Ensure compliance with the IRS and avoid andquot double taxationandquot of revenues Set up accurate and efficient tax and accounting systems Use a family limited partnership or LLC in business succession planning Plus this practical handbook contains a state by state listing of statutory provisions regarding structure and organization registration procedures and filing fees a comparison chart of the LLC LLP regular and S corporation limited partnership and general partnership and model operating agreements **Limited Liability Company & Partnership Answer Book, 4th Edition** Frazier, Strauss,2019-11-18 Limited Liability Company and Partnership Answer Book

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