



## Markus Ernst

Partner

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Markus advises on tax issues in connection with transactions, reorganisations, financing transactions, tax audits and contentious proceedings. In addition to tax law issues arising in M&A transactions and reorganisations, another focus of his work is on assisting financial institutions in tax-driven internal investigations.

His clients include German and foreign companies, financial institutions and private equity firms. Most recently he advised Bank of America Merrill Lynch on the refinancing of The Squire and the subsequent securitisation, Bain Capital on the sale of a participation in the Wittur Group, VTG on acquiring the NACCO Group, as well as Tata Steel on the 50/50 steel joint venture with thyssenkrupp. In addition, he assists financial institutions in connection with the analysis of tax-motivated structures and represents them in their dealings with tax and criminal authorities.

Markus publishes and lectures on tax issues on a regular basis.

## Career

Admitted to the German bar in 2007

Certified Tax Consultant since 2011

University of Augsburg

University of Cologne (Dr. iur.)

New York University (LL.M.)

International law firms in Munich/Düsseldorf, 2007 – 2017

## Recent Work

Hengeler Mueller advises KKR on the sale of a 25.1% stake in HENSOLDT to Leonardo

Hengeler Mueller advises Bank of America on EUR 473m securitisation of The Squire loan

Hengeler Mueller advises Tencent on Liliu's merger with U.S. SPAC Qell

## Publications

Ist § 50d Abs. 3 EStG auch in Drittstaatsfällen am Ende?, IStR 2019, 6 (co-author with *Farinato* and *Würstlin*)

Besteuerung von Investmentfonds, in: *Moritz/Strohm* (editors), Besteuerung privater Kapitalanlagen, Handbuch, 2017  
Verlustuntergang nach § 8c KStG, Betriebsberater (BB) 2017, Volume 51/52, Editorial

Reform der Investmentbesteuerung und Auswirkungen auf die Durchführung der betrieblichen Altersvorsorge, BB 2017, 2723  
Zur (Un-)Vereinbarkeit von § 8c

KStG mit Verfassungsrecht nach der  
"Paukenschlag"-Entscheidung des  
BVerfG, in:

Unternehmensbesteuerung (Ubg)  
2017, 366 (co-author with *Roth*)

Anmerkung zu BFH-Urteil vom  
22.11.2016, Verlustabzugsverbot bei  
schädlichem Beteiligungserwerb  
(Erwerbergruppe), BB 2017, 1701

Neuordnung der Verlustnutzung  
nach Anteilseignerwechsel –  
Reformbedarf und  
haushaltspolitische Bedeutung des §  
8c KStG, IFSt-Schrift Nr. 470,  
Berlin, 2011

Numerous further publications on  
issues relating to corporate tax law  
and international tax law