

Casualties and Thefts

Department of the Treasury
Internal Revenue Service

▶ Information about Form 4684 and its separate instructions is at www.irs.gov/form4684.
▶ Attach to your tax return.
▶ Use a separate Form 4684 for each casualty or theft.

Name(s) shown on tax return

Identifying number

SECTION A—Personal Use Property (Use this section to report casualties and thefts of property **not** used in a trade or business or for income-producing purposes.)

1 Description of properties (show type, location, and date acquired for each property). Use a separate line for each property lost or damaged from the same casualty or theft.

- Property **A** _____
- Property **B** _____
- Property **C** _____
- Property **D** _____

Properties

| | Properties | | | |
|--|-------------------|----------|----------|-----------|
| | A | B | C | D |
| 2 Cost or other basis of each property | 2 | | | |
| 3 Insurance or other reimbursement (whether or not you filed a claim) (see instructions) | 3 | | | |
| Note: If line 2 is more than line 3, skip line 4. | | | | |
| 4 Gain from casualty or theft. If line 3 is more than line 2, enter the difference here and skip lines 5 through 9 for that column. See instructions if line 3 includes insurance or other reimbursement you did not claim, or you received payment for your loss in a later tax year | 4 | | | |
| 5 Fair market value before casualty or theft | 5 | | | |
| 6 Fair market value after casualty or theft | 6 | | | |
| 7 Subtract line 6 from line 5 | 7 | | | |
| 8 Enter the smaller of line 2 or line 7 | 8 | | | |
| 9 Subtract line 3 from line 8. If zero or less, enter -0- | 9 | | | |
| 10 Casualty or theft loss. Add the amounts on line 9 in columns A through D | | | | 10 |
| 11 Enter the smaller of line 10 or \$100 | | | | 11 |
| 12 Subtract line 11 from line 10 | | | | 12 |
| Caution: Use only one Form 4684 for lines 13 through 18. | | | | |
| 13 Add the amounts on line 12 of all Forms 4684 | | | | 13 |
| 14 Add the amounts on line 4 of all Forms 4684. | | | | 14 |
| 15 • If line 14 is more than line 13, enter the difference here and on Schedule D. Do not complete the rest of this section (see instructions). • If line 14 is less than line 13, enter -0- here and go to line 16. • If line 14 is equal to line 13, enter -0- here. Do not complete the rest of this section. | | | | 15 |
| 16 If line 14 is less than line 13, enter the difference | | | | 16 |
| 17 Enter 10% of your adjusted gross income from Form 1040, line 38, or Form 1040NR, line 37. Estates and trusts, see instructions | | | | 17 |
| 18 Subtract line 17 from line 16. If zero or less, enter -0-. Also enter the result on Schedule A (Form 1040), line 20, or Form 1040NR, Schedule A, line 6. Estates and trusts, enter the result on the "Other deductions" line of your tax return | | | | 18 |

Name(s) shown on tax return. Do not enter name and identifying number if shown on other side.

Identifying number

SECTION B—Business and Income-Producing Property

Part I Casualty or Theft Gain or Loss (Use a separate Part I for each casualty or theft.)

19 Description of properties (show type, location, and date acquired for each property). Use a separate line for each property lost or damaged from the same casualty or theft. See instructions if claiming a loss due to a Ponzi-type investment scheme and Section C is not completed.

- Property A
Property B
Property C
Property D

Properties

Table with columns A, B, C, D and rows 20-27. Row 20: Cost or adjusted basis of each property. Row 21: Insurance or other reimbursement. Row 22: Gain from casualty or theft. Row 23: Fair market value before casualty or theft. Row 24: Fair market value after casualty or theft. Row 25: Subtract line 24 from line 23. Row 26: Enter the smaller of line 20 or line 25. Row 27: Subtract line 21 from line 26.

Part II Summary of Gains and Losses (from separate Parts I)

Summary table with columns (a) Identify casualty or theft, (b) Losses from casualties or thefts (Trade, business, rental or royalty property; Income-producing and employee property), and (c) Gains from casualties or thefts includible in income.

Casualty or Theft of Property Held One Year or Less

Table with rows 29-32. Row 29: Casualty or theft gains from Form 4797, line 32. Row 30: Totals. Row 31: Combine line 30, columns (b)(i) and (c). Row 32: Enter the amount from line 30, column (b)(ii) here.

Casualty or Theft of Property Held More Than One Year

Table with rows 33-39. Row 33: Casualty or theft gains from Form 4797, line 32. Row 34: Totals. Row 35: Total losses. Row 36: Total gains. Row 37: Add amounts on line 35, columns (b)(i) and (b)(ii). Row 38: If the loss on line 37 is more than the gain on line 36. Row 39: If the loss on line 37 is less than or equal to the gain on line 36.

Note: Partnerships, enter the amount from line 38a, 38b, or line 39 on Form 1065, Schedule K, line 11. S corporations, enter the amount from line 38a or 38b on Form 1120S, Schedule K, line 10.

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SECTION C— Theft Loss Deduction for Ponzi-Type Investment Scheme Using the Procedures in Revenue Procedure 2009-20 (Complete this section in lieu of Appendix A in Revenue Procedure 2009-20. See instructions.)

Part I Computation of Deduction

| | | | | | |
|-----------|--|-----------|--|--|--|
| 40 | Initial investment | 40 | | | |
| 41 | Subsequent investments (see instructions) | 41 | | | |
| 42 | Income reported on your tax returns for tax years prior to the discovery year (see instructions) | 42 | | | |
| 43 | Add lines 40, 41, and 42 | 43 | | | |
| 44 | Withdrawals for all years (see instructions) | 44 | | | |
| 45 | Subtract line 44 from line 43. This is your total qualified investment | 45 | | | |
| 46 | Enter .95 (95%) if you have no potential third-party recovery. Enter .75 (75%) if you have potential third-party recovery | 46 | | | |
| 47 | Multiply line 46 by line 45 | 47 | | | |
| 48 | Actual recovery | 48 | | | |
| 49 | Potential insurance/Securities Investor Protection Corporation (SIPC) recovery | 49 | | | |
| 50 | Add lines 48 and 49. This is your total recovery | 50 | | | |
| 51 | Subtract line 50 from line 47. This is your deductible theft loss. Include this amount on line 28. Do not complete lines 19-27 for this loss. Then complete Section B, Part II | 51 | | | |

Part II Required Statements and Declarations (See instructions.)

- I am claiming a theft loss deduction pursuant to Revenue Procedure 2009-20 from a specified fraudulent arrangement conducted by the following individual or entity.
 Name of individual or entity _____
 Taxpayer identification number (if known) _____
 Address _____
- I have written documentation to support the amounts reported in Part I of this Section C.
- I am a qualified investor as defined in section 4.03 of Revenue Procedure 2009-20.
- If I have determined the amount of my theft loss deduction using .95 on line 46 above, I declare that I have not pursued and do not intend to pursue any potential third-party recovery, as that term is defined in section 4.10 of Revenue Procedure 2009-20.
- I agree to comply with the conditions and agreements set forth in Revenue Procedure 2009-20 and this Section C.
- If I have already filed a return or amended return that does not satisfy the conditions in section 6.02 of Revenue Procedure 2009-20, I agree to all adjustments or actions that are necessary to comply with those conditions. The tax year(s) for which I filed the return(s) or amended return(s) and the date(s) on which they were filed are as follows:

