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Employee Retention Tax Credit (ERC and ERTC)

Chamberlain Hrdlicka's Employee Retention Tax Credit (ERC and ERTC) Practice can provide the expertise to advise and assist businesses on ERC issues. The Employee Retention Credit was part of the CARES Act, enacted as part of the Congressional response to the COVID-19 pandemic.

Our attorneys have been at the forefront of the Employee Retention Credit since it was created. We have been assisting clients with all aspects of the ERC, including advising companies, boards, accounting firms, PEO's, ERC companies, and many others on ERC matters. We have also been published in a number of regional and national publications regarding ERC topics, have provided expert interviews for industry-leading publications, have created and presented educational seminars for private, regional and national audiences, and have engaged in the ongoing legislative and advocacy process.

We have proactively assisted clients to determine potential eligibility, provide opinion letters where appropriate, assist accounting teams with the 941-X process, assess risk, ensure compliance, and provide review/audit and appeals defense and other support for potential IRS investigations. Where appropriate, our top 10 nationally ranked Tax Controversy team will litigate ERC matters.

Given the billions of dollars provided to the IRS as part of the Inflation Reduction Act, the IRS has hired hundreds of workers to review, process, audit, and litigate ERC matters. We expect the IRS audit rate for ERC matters to be quite significant as compared to the general national audit rate.

If you have questions or comments regarding potential ERC eligibility, or if civil or criminal enforcement actions have already been initiated, our nationally-renowned attorneys can provide guidance and an immediate, thorough, and effective defense for you and your business.