

**2008** D-65 Partnership Return of Income



Taxable year beginning MM/DD/YYYY

--	--	--	--	--	--	--	--	--	--

Print in CAPITAL letters using black ink.

Federal Employer Identification Number				Social Security Number (if self employed)				OFFICIAL USE					
Business name										Taxable year ending MM/DD/YYYY			
Address line #1												Fill in <input type="radio"/> if Amended Return	
Address line #2													
City						State		Zip Code + 4					

		WHOLE DOLLAR AMOUNTS ONLY	
<b>INCOME</b>	1	Gross receipts or sales, minus returns and allowances	1 \$ .00
	2	Cost of goods sold and/or operations	2 \$ .00
	3	Gross profit <i>Line 1 minus Line 2.</i> <span style="float: right;">Fill in if minus: <input type="radio"/></span>	3 \$ .00
	4	Ordinary income (loss) from other partnerships, estates and trusts, etc. <span style="float: right;">Fill in if minus: <input type="radio"/></span>	4 \$ .00
	5	Net farm profit (loss) <span style="float: right;">Fill in if minus: <input type="radio"/></span>	5 \$ .00
	6	Net gain (loss) <span style="float: right;">Fill in if minus: <input type="radio"/></span>	6 \$ .00
	7	Other income (loss) <span style="float: right;">Fill in if minus: <input type="radio"/></span>	7 \$ .00
	8	Total income <i>Add Lines 3-7</i> <span style="float: right;">Fill in if minus: <input type="radio"/></span>	8 \$ .00
<b>DEDUCTIONS</b>	9	Salaries and wages paid to non partners	9 \$ .00
	10	Payments to partners	10 \$ .00
	11	Repairs and maintenance	11 \$ .00
	12	Bad debts	12 \$ .00
	13	Rent	13 \$ .00
	14	Taxes and licenses	14 \$ .00
	15	Interest	15 \$ .00
	16	Depreciation, minus depreciation reported elsewhere on this return	16 \$ .00
	17	Depletion	17 \$ .00
	18	Retirement plans	18 \$ .00
	19	Employee benefit programs	19 \$ .00
	20	Other deductions	20 \$ .00
	21	Total deductions <i>Add Lines 9-20</i>	21 \$ .00
	22	Ordinary income (loss) <i>Line 8 minus Line 21</i> <span style="float: right;">Fill in if minus: <input type="radio"/></span>	22 \$ .00

TO COMPLETE THIS RETURN ANSWER THE QUESTIONS ON THE REVERSE SIDE  
 Mail return to: Office of Tax and Revenue, PO Box 447, Washington DC 20044-0447  
 Make no payment with this return.

Business Name: \_\_\_\_\_

Federal Employer Identification No. or SSN: \_\_\_\_\_



DATE (MM/DD/YYYY)

A. Date entity was organized

\_\_\_\_

B. Fill in if this return is  an initial return  a final return

C. Fill in your accounting method  cash  accrual  other (specify)

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

D. Number of partners in this partnership

\_\_\_\_

E. Is this a limited partnership?

YES  NO

F. Is this a limited liability company?

YES  NO

G. Are any partners in this partnership also partnerships or corporate entities?

YES  NO

H. Is this partnership a partner in another partnership?

YES  NO

I. Was there a distribution or transfer of property that caused an adjustment of the basis of the partnership's assets under IRC Section 754?

YES  NO

J. Was a D-65 filed for the preceding year?

YES  NO

K. Was a 2008 unincorporated business franchise tax return (Form D-30) filed for this business? If "YES," write in the name under which the return was filed.

YES  NO

L. Have you filed annual federal income tax information return Forms 1099 and 1096?

YES  NO

M. Did you withhold DC income tax from the wages of your DC employees during 2007?

YES  NO

If "NO," state reason:

\_\_\_\_\_

N. During 2008, has the IRS made or proposed any adjustments to your federal partnership Form 1065, or did you file amended returns with the IRS?

YES  NO

If "YES," submit a separate, detailed explanation and an amended D-65 return reflecting the adjustments to: Office of Tax and Revenue, PO Box 447, Washington DC 20044-0447.

- Attach a copy of the Form 1065 with the K-1 and any other schedules you filed.
- Attach a schedule showing the pass-through distribution of income to all members of the partnership.
- If you are filing this Form D-65, instead of Form D-30, attach an explanation (See instruction A).

PLEASE SIGN HERE

Under penalties of law, I declare that I have examined this return and, to the best of my knowledge, it is correct. Declaration of paid preparer is based on all information available to the preparer.

Partner or member's signature \_\_\_\_\_ Date \_\_\_\_\_

PAID PREPARER ONLY

Preparer's signature (if other than taxpayer) \_\_\_\_\_ Date \_\_\_\_\_

Firm name \_\_\_\_\_

Firm address \_\_\_\_\_

\_\_\_\_\_  
Telephone number of person to contact

\_\_\_\_\_  
Paid Preparer's FEIN, SSN or PTIN

If you want to allow the paid preparer to discuss this return with the Office of Tax and Revenue fill in the oval.

Mail return to: Office of Tax and Revenue, PO Box 447, Washington DC 20044-0447

# Form D-65 Partnership Return of Income

## INSTRUCTIONS

**NOTE:** For District tax purposes, taxpayers are not permitted to claim the additional federal 30 or 50 percent bonus depreciation nor the additional IRC section 179 expenses. Taxpayers should keep a separate depreciation schedule for DC tax purposes.

### A. Who must file a DC Form D-65, Partnership Return of Income?

Except for partnerships required to file an unincorporated business franchise tax return, DC Form D-30, all partnerships engaged in any trade or business in DC or which received income from sources in DC, must file a Form D-65.

The term “partnership” includes a limited partner, group, syndicate, pool and joint venture through or by means of which any business, financial operation, or venture is carried on. The following are excluded by law: 1) a corporation; 2) a trust or estate; or 3) an unincorporated business. The term “partner” includes a member of a syndicate, pool or joint venture.

If the return is filed on behalf of a syndicate, pool, joint venture or similar group, attach a copy of the agreement and all amendments to the agreement to the D-65.

A limited liability company is classified as a partnership. The only exception is if IRS has classified you differently. Use the same classification on your DC return as that used on your federal return.

DC law does not allow a partnership to report or file as a corporation, nor for a corporation to report or file as a partnership.

### Who Must File Form D-30 Instead of Form D-65?

Every partnership which, during the taxable year, engaged in an “unincorporated business” as defined in paragraph (1) below, and which met the gross income threshold as stated in paragraph (2) below, must file a Form D-30, rather than Form D-65. If Form D-65 is filed instead of Form D-30, attach an explanation to the D-65.

(1) “Unincorporated Business”. An unincorporated business is any trade or business, conducted or engaged in by any individual, whether resident or nonresident, statutory or common-law trust, estate, partnership, or limited or special partnership, society, association, executor, administrator, receiver, trustee, liquidator, conservator, committee, assignee, or by any other entity or fiduciary, other than a trade or business conducted or engaged in by any corporation. This includes any trade or business which if conducted or engaged in by a corporation would be taxable. Excluded is any trade or business which by law, custom, or ethics, cannot be incorporated or any trade or business deriving more than 80% of gross income from personal services rendered by individuals or members of the partnership or other entity in conducting or carrying on any trade or business in which capital is not a material income-producing factor.

A partnership with gross income of more than \$12,000 which leases real or personal property in DC, regardless of whether services are performed, (including professional partnerships) must file a Form D-30 instead of Form D-65.

(2) Gross Income Requirement for Filing Form D-30. A return must be filed by an unincorporated business if its gross income from engaging in or carrying on any trade or business in DC plus any other gross income received from DC sources amounts to more than \$12,000 during the year, regardless of whether it had net income. For filing purposes, the words “gross income” mean gross revenue before deduction of cost of goods, expenses and other deductions allowable in the determination of net income.

### B. Period Covered

The return must be filed for calendar year 2007, or other taxable year beginning in 2007, covering the same tax period reported on the return filed with IRS. Fill in the beginning and ending dates on page 1.

### C. Where and When to file

File your Form D-65 with the Office of Tax and Revenue, PO Box 447, Washington, DC, 20044-0447, by the 15th day of the 4th month following the ending date of the taxable year entered at the top of the Form D-65. For calendar year filers, the filing date is April 15th.

If you are requesting an extension of time to file, submit DC Form FR-128, Extension of Time to file DC Franchise or Partnership Return, by the due date of your return. Do not use the federal extension of time to file form to request a DC extension.

### D. Signature

The return must be signed by a partner or member. If receivers, trustees in bankruptcy, or assignees are in control of the property or business organization, they must sign the return.

When the return is prepared by someone (for compensation) other than a member or an employee of the partnership, they must sign as the preparer at the bottom of page 2 of the D-65.

### E. Methods of accounting

Use the same method of accounting on your D-65 as that used on your federal tax return.

### F. Items exempt from tax

All items of income received and claimed as exempt from tax must be explained in a copy of the Schedule K of the federal Form 1065. Attach a copy to your D-65. Some items of this type are:

- (1) Tax-Free Interest. Attach a statement reporting interest on:
  - (a) obligations of a state, territory of the United States or any political subdivision thereof, or DC; and
  - (b) obligations of the United States, its agencies, or instrumentalities

(2) Proceeds From Life Insurance Policies. In general, the proceeds of life insurance policies paid to the partnership due to the death of a partner are exempt. However, if any part of the proceeds is held by the insurer under an agreement to pay interest, the interest is taxable.

### G. Information at source

Every partnership that in the course of its trade or business, during calendar year 2008, pays (1) interest, rents, commissions, or other fixed or determinable income of \$600 or more, or (2) salaries and wages of \$600 or more, must submit copies of federal Forms 1096 and 1099 unless the payment is specifically exempted by Title 9, DCMR 111.2.

### H. Attachment of a federal return

You must attach a copy of the federal Form 1065 to the DC Form D-65 which you file. Also include copies of all the schedules and statements accompanying the Form 1065. You must also attach a schedule showing the pass-through distribution of income for all members of the partnership, and copies of the completed federal K-1 schedule.