



February Newsletter!

by Endy Ukoha-Ajike



As promised in our January newsletter, this month I find it very important to highlight the new California law regarding the custody of your digital assets at your incapacitation or transition. It is of high importance because internet use has become a part of our daily lives and legislators have had to make rules around them. Data from Pew Research in June 2015 shows that **84% of American adults** use internet service in their lives everyday. Please read more about the new law below and let me know if you have any questions.

~Endy

New California Law on Managing Your Digital Assets

AB 691: Revised Uniform Fiduciary Access to Digital Assets Act

This new rule passed by the California legislature sets the procedures for an deceased person's named trustee or court appointed personal

Upcoming Events

**- February Seminar -
Business
Formations,
Accounting and Tax
Tips for Filing**

Join us at our office for our February Seminar with **Guest Speaker: Anna Koltunov, Tax Accountant.**

Wine and Appetizers Included!
Free to Attend. Space is Limited,
Please Register and Reserve
your Spot.

Date: February 23rd, 2017

New Time: 6:15pm - 8pm
Doors Open @ 6:15pm
Presentation @ 6:30pm

New Location:

Ukoha-Ajike Law Group Office
@ Jack London Square
70 Washington St, Suite 303
Oakland, CA 94607

[Register Here](#)

representative (Executor/Executrix) to obtain the digital assets and other electronic information from the custodian of those assets and information.

What are Digital Assets:

A broad definition of your digital assets includes the following: any items you place on the internet including but not limited to your emails, photos on Facebook, Google, Google+, your online banking transactions, your YouTube account, dating profile, articles, your website information, and all other items you place online. The list is obviously longer what I have here.

Brief Highlights of the Law

Custodian of Assets:

Custodian of assets under this law refers to the digital companies such as Facebook, Google, Yahoo, the banks, YouTube, SnapChat, Instagram, etc., who are holding the information that belongs to you.

1. If you have not given that instruction on who can access your online information to the custodian, then you can specify that in your will or trust. If you don't do either, then the person appointed by the court will receive access to your digital assets.
2. A user's direction through the online tool or will/trust will override a contrary provision in the terms of agreement with the custodian.
3. The terms of service applicable to the original owner of the online information/assets also apply to the fiduciary, such as restrictions on license, copyright and other legal obligations associated with it.
4. The custodian may charge reasonable administrative fees for the cost of disclosing the digital information/assets to the designated fiduciary.

Mark Your Calendars!

Our seminars will now be held on a bi-monthly basis at our cozy office in Jack London Square.

2017 Seminar Dates

- Thursday, February 23rd
- Thursday, April 27th
- Thursday, June 22nd
- Thursday, August 24th
- Thursday, October 26th

Contribute to the Conversation!

Our goal is to make our seminars as informative and interactive as possible. Please let us know if there is any topic you would like to hear about at an upcoming seminar.

[**Submit Your Topic Here**](#)

5. The fiduciary, executor, or appointed person has the same legal duties he/she has as a fiduciary.
6. The fiduciary's access to the digital assets of the deceased person may be modified by or eliminated by the original owner, by federal law, or by the terms of service agreement.
7. The custodian has sole discretion to vary degree of access to the digital assets/information it provides to the fiduciary if the original owner's will or trust so specifies. Most importantly the custodian may not vary the information/assets it provides if varying the degree of access will impose undue burden on the custodian by such segregation of access.

This new law should give all of us food for thought to rethink our perception of what our assets are because it is more than your house/s, cars, jewelry, etc.

**February Seminar at the Ukoha-Ajike Law
Group's Office in Trendy Jack London
Square, Oakland**

We are excited to announce that our seminars will now be held at our office on a bi-monthly basis. We will continue to meet on the 4th Thursday evening of the month and bring you engaging guest speakers to present on critical topics.

It is now more important than ever to attend and gather FREE information, sip on your glass of wine, and make the right decisions on planning for your business, loved ones and family. Take advantage of

this and attend our first seminar of 2017 on
Thursday, February 23rd.

Endy will be speaking on business formations and entity selection (C-Corporations, Limited Liability Companies (LLC), S-Corporations, Partnerships and Sole Proprietorships). Our guest speaker Anna Koltunov, an accomplished tax accountant, will be speaking on all things related to your business and personal taxes to help prepare you to file your tax returns way ahead of time. Space is limited, guests must reserve their spot to attend. [Register Here](#).

Endy's Advice Corner:

- We now encourage our new clients to list their digital assets on our intake forms when listing their tangible assets. We are also using this medium to encourage our existing and former clients to check in with us about amending their existing trusts/testamentary documents to include their digital assets.

Share the news!



Share



Forward



Share

About Endy:

Endy is an Oakland (Jack London Square) based Tax & Estate



Planning Attorney with over 16 years of experience. He has helped countless families throughout California develop individualized estate plans and has administered many estates over that period.



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