# **MGIC Evaluating Self-Employed Borrowers During Tough Economic Times** Presented by: Sandra Sweeney, Senior Customer Trainer

## **Legal disclaimer**



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## What we're covering today

- The 5-step process to evaluating income
- Assessing the impact
- Documentation conundrums
- Case study
- What might you see in the future?
- Your questions



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## Purpose of business analysis

## Verify qualifying income that is

- √ Stable
- ✓ Likely to continue

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## Subjectivity or "gray areas" in lending

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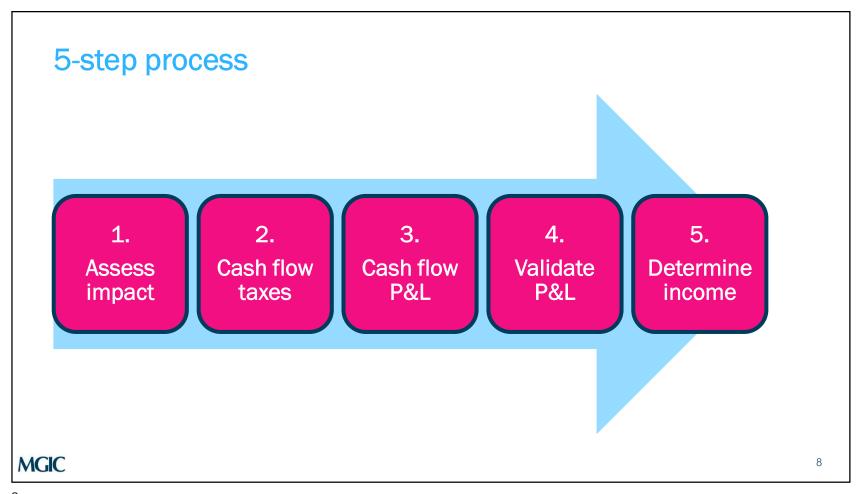
- Opportunity forgers of thesis intended in the contract of the ming ... easier to say "no"

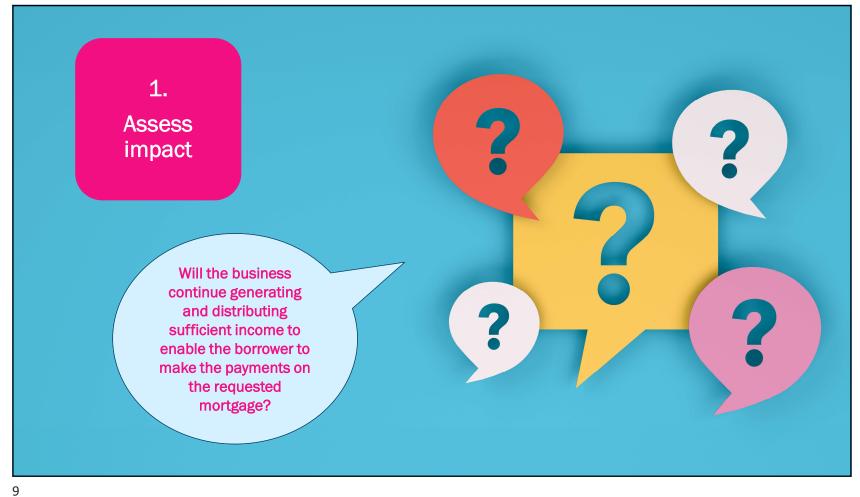
## Intent or spirit of guideline

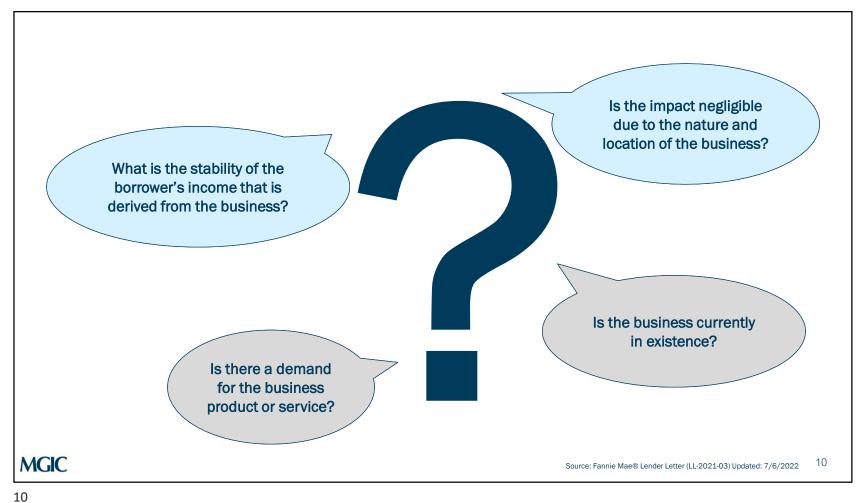
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- Easier to identify questions and additional documentation
- Easier to explain to others
- Easier to present to next level with exommendation
- Grows base of und repair and experience
- Directs e plana ( ) of decision for future review

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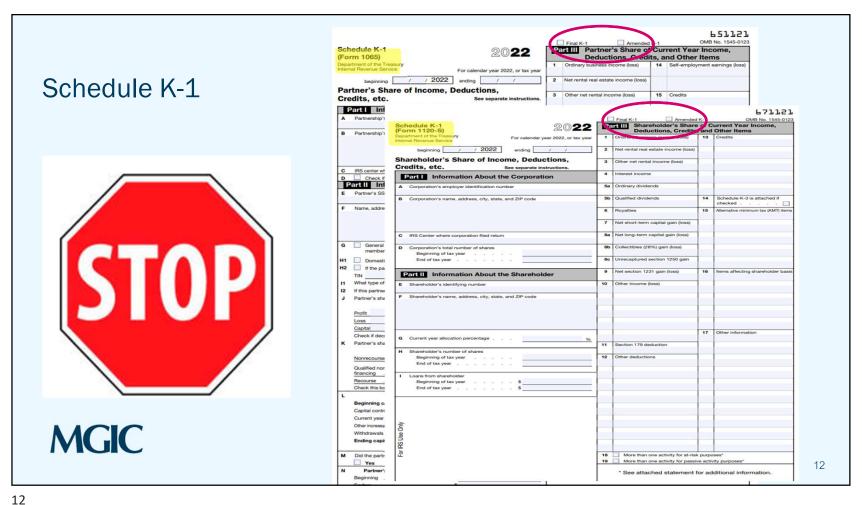


## Is the business open?

The business must be currently operating within anys of note date.

- Verification of current work
- Evidence of current business receipts
- Lender certification
- Business website





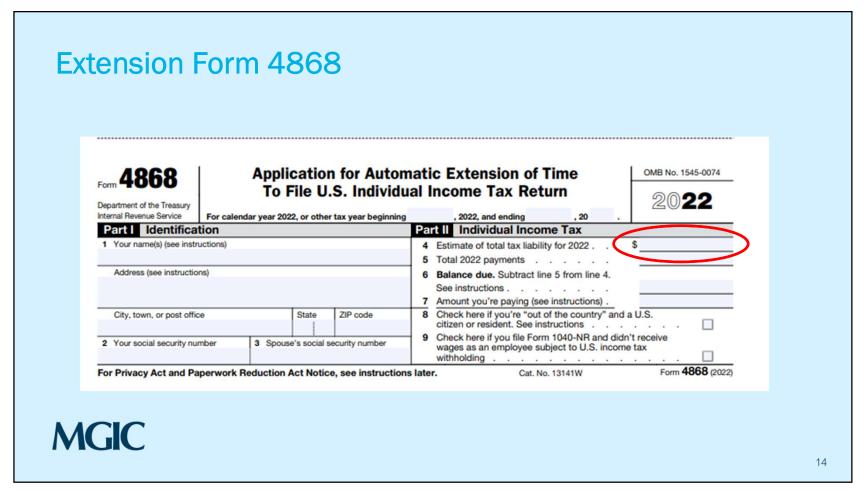
#### Which tax returns are needed?



Most recent tax returns filed with the IRS

Tax returns – most recent calendar year not yet available

- 1. Obtain IRS response from filing of IRS Form 4506-C
- 2. Obtain a copy of the extension
  - Analysis of financial statement since last tax filing
  - Review of most recent three months' business bank statements
  - Review of tax liability on IRS Form 4768 (Extension)
  - Review of W-2s, 1099s and/or K-1s
  - Signed IRS Form 941 (Quarterly filing)



## Freddie Mac Loan Product Advisor® messaging

Self-employed income for ~BORR name~ must be supported by complete signed federal individual and business tax returns. If the business has been in existence five years or more, provide individual and business tax returns for the most recent year. If the business has been in existence for less than five years, provide individual and business tax returns for the most recent two years. The file must also contain Freddie Mac Form 91 or equivalent.



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## Freddie Mac – Tax return documentation

Business in operation Borrower's ownership > 5 years



Most recent year's 1040s

Most recent year's business returns

Business in operation
Borrower's ownership
< 5 years



Most recent 2 years' 1040s

Most recent 2 years' business returns

16

#### New Slide - new guideline Sandra Sweeney, 2024-01-29T21:35:33.444 SS0

## Scenario – Ioan approved through LPA Which tax returns are needed?

- 1. Borrower has worked for family business for 6 years and then received ownership interest of 25 percent 3 years ago.
- 2. Business has been operating for 10 years. The borrower purchased the business 4 years ago.
- 3. Business was a sole proprietorship for 4 years and then same business was put into an S Corporation for the last 2 years.





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## Fannie Mae Desktop Underwriting®

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If any of Alice Firstimer's self-employed income is being used for qualifying purposes, the income may be supported by personal tax returns covering the most recent two-year period (including all tax schedules), provided the tax returns reflect at least 12 months of self-employment income and the Cash Flow Analysis (Form 1084) or equivalent has been completed. Refer to the Selling Guide for additional information. (MSG ID 3731)

If the self-employed income from any of the businesses listed below is being used for qualifying purposes, the income may be supported by business tax returns covering the most recent period as specified in the table below (including all tax schedules). The tax returns must reflect at least 12 months of self-employment income, the borrower must have had 25% or greater ownership in the business for at least five years for the use of one-year of returns, and the Cash Flow Analysis (Form 1084) or equivalent must have been completed. The requirement for business tax returns for each specific business listed below can be waived if personal returns covering the most recent two-year period are obtained, and (1) the borrower has been self-employed in the same business for at least five years, (2) the borrower's individual tax returns show an increase in self-employment income over the last two years, and (3) the borrower is paying the down payment and closing costs with his or her own funds, and is not using any funds from the business account to fund the transaction or satisfy applicable reserve requirements. Refer to the Selling Guide for additional information. (MSG ID 3733)

BUSINESS NAME

YEARS OFTAX RETURNS REQUIRED

Me.com

Two-years

You.com

One-year

-18

#### New Slide - guideline change Sandra Sweeney, 2024-02-01T17:11:05.139 SS0

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## Fannie Mae – Tax return documentation

Business in operation/Borrower's ownership > 5 years

Most recent year's 1040s

Most recent year's business returns

Business in operation/Borrower's ownership < 5 years

Most recent 2 years' 1040s

Most recent 2 years' business returns

Lender may waive business returns if:

- 1. The borrower is using personal funds for down payment and closing costs
- 2. Borrower has been SE for at least 5 years in same business
- 3. Individual tax returns show an increase over past two years

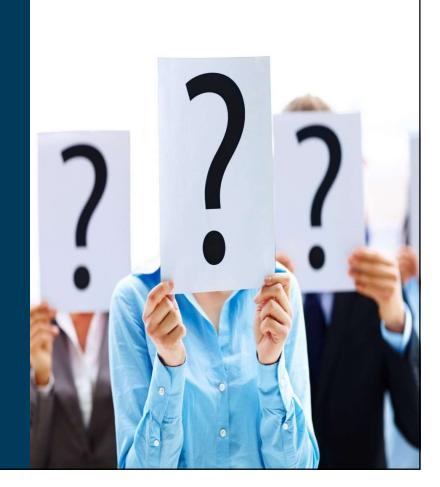
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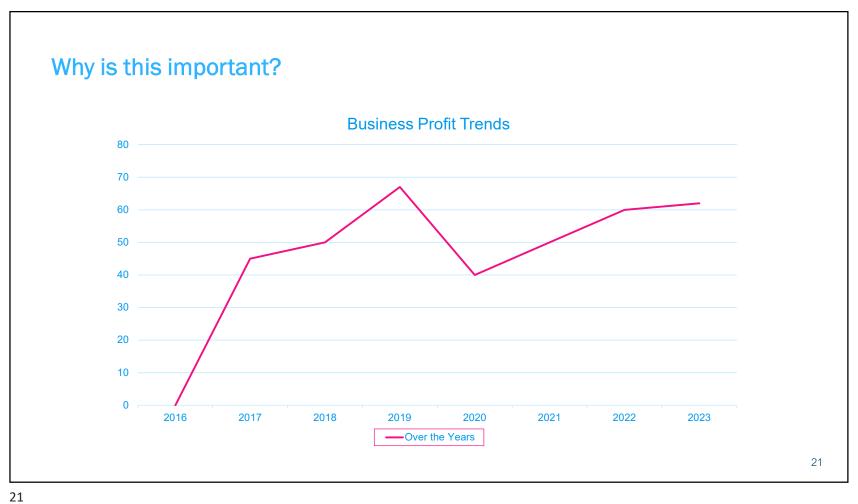
## Scenario – Ioan approved through DU

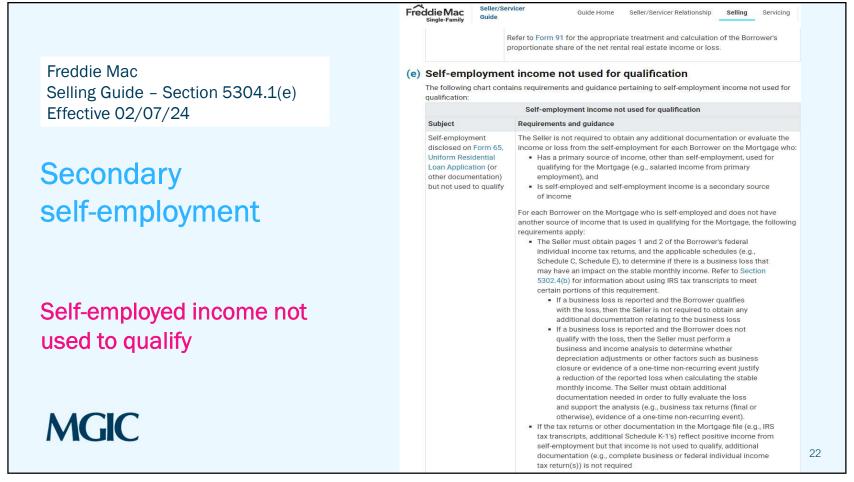
## Can business returns be waived?

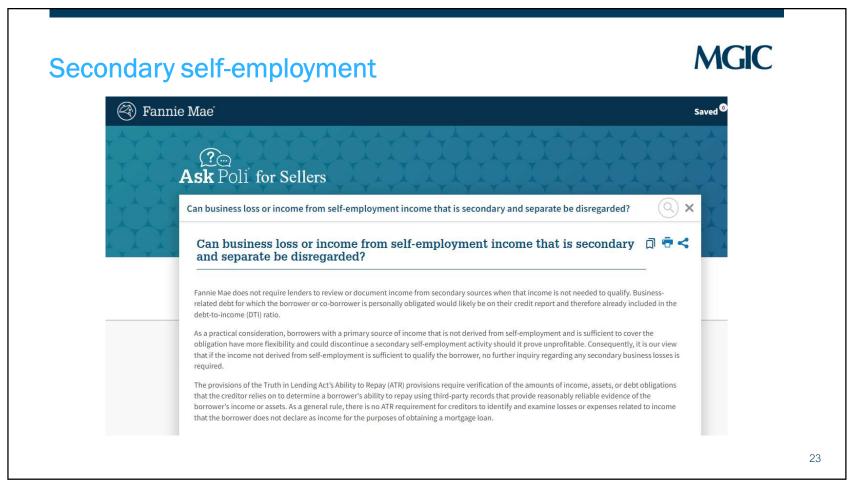
2021	2022
W2 income from business = \$60,000	W2 income from business = \$35,000
Business income from S-Corp = \$90,000	Business income from S-Corp = \$105,000
Total = \$150,000	Total = \$140,000



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### Scenario

- The borrower is a self-employed designer and owns an Amazon store. Their earnings declined from 2022 to 2023.
- The 2024 YTD is still low, but the borrower's LOE explained that spring is their busy season, and they expect to recover to previous volume.
- Subject transaction is cash out to put history.

money into business with marginal credit

· What is your primary concern?

Where does YTD P&L fall in trending?

• How does overall layering of risk impact your evaluation?

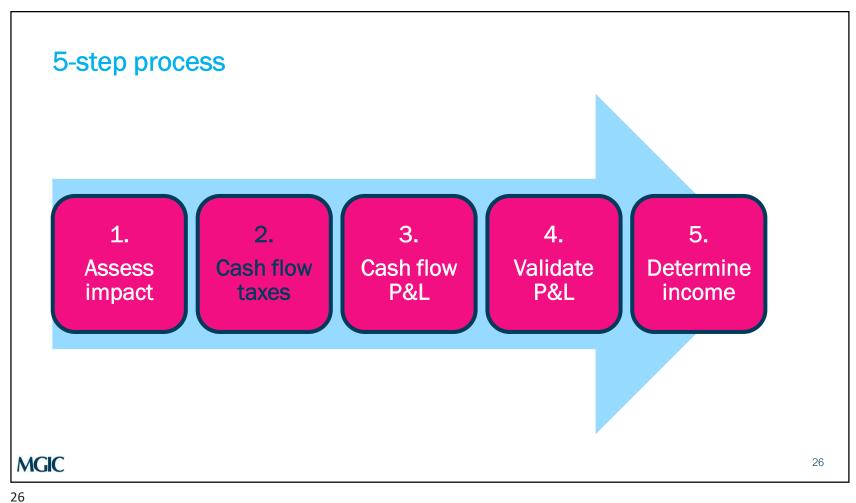
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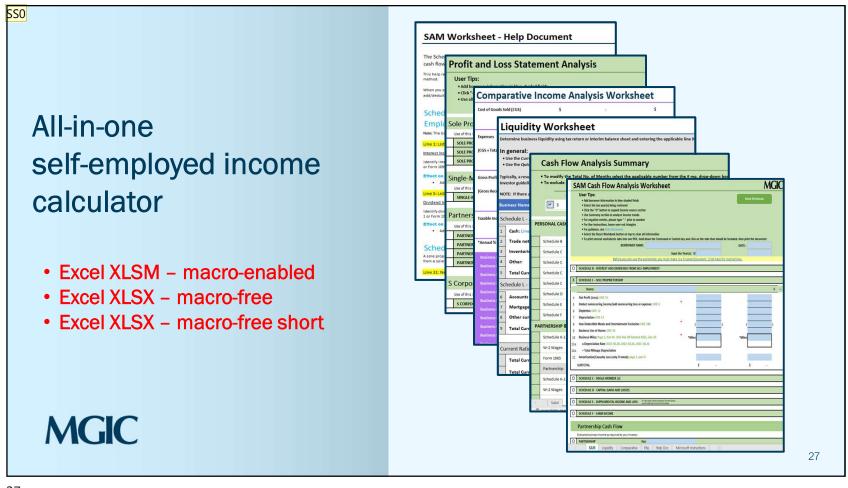
## John & Ginny Borrower

- Married, no dependents
- John has an interest in 3 companies
- Ginny has an interest in 2 companies
- Own 3 rental properties

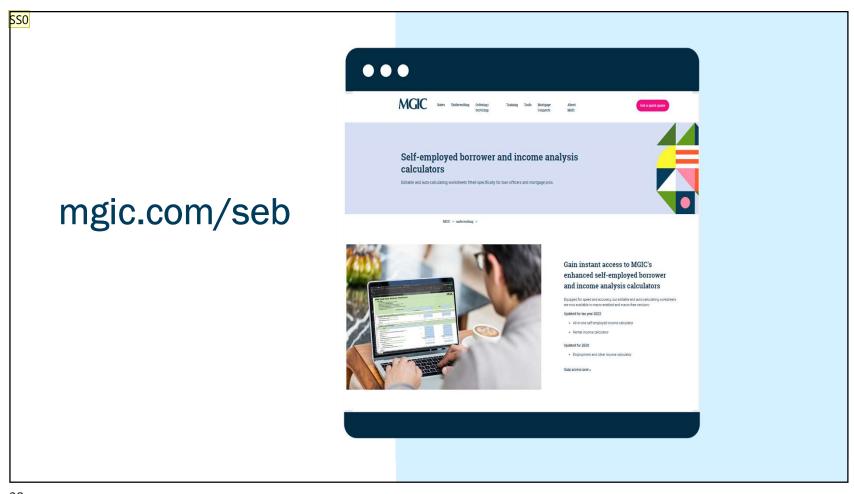




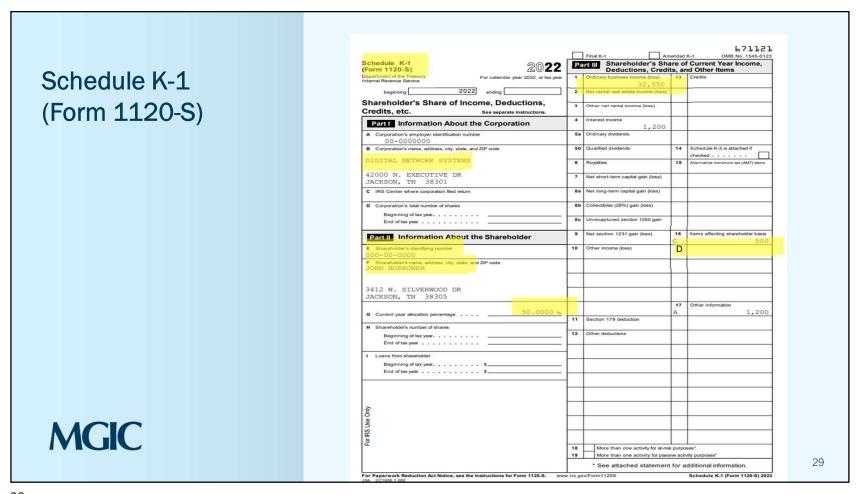


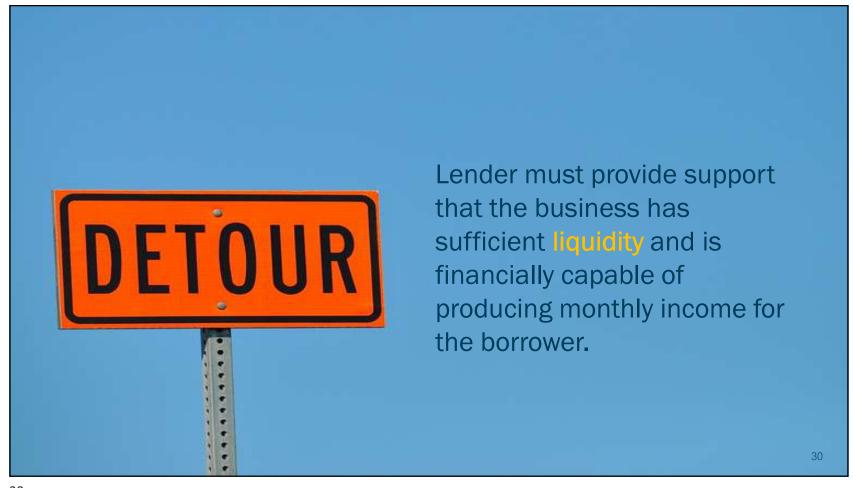


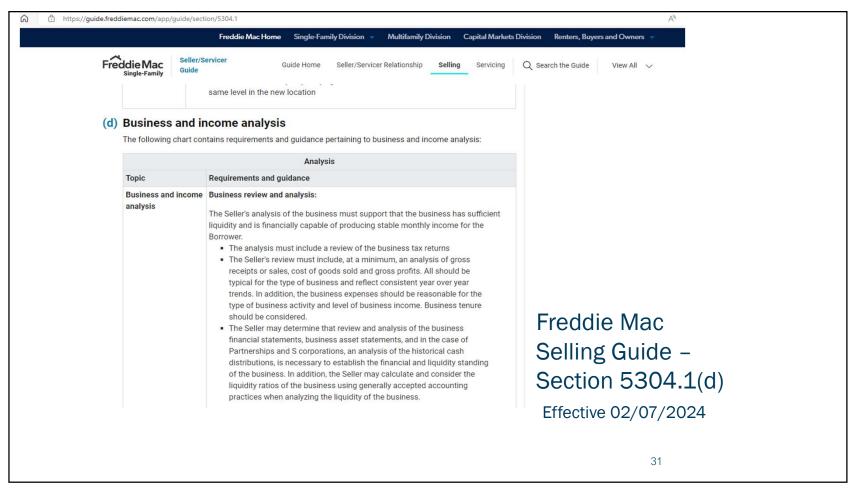
#### New Slide - Using Magic Minutes format Sandra Sweeney, 2024-01-29T17:42:19.115 SS0

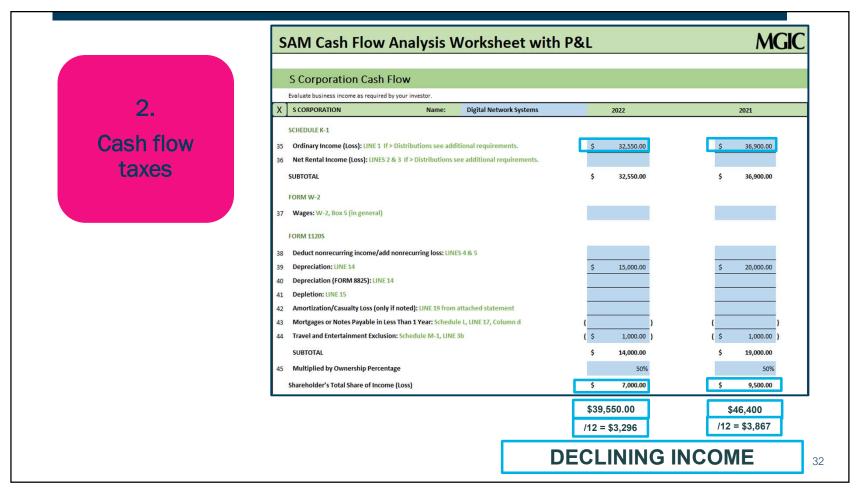


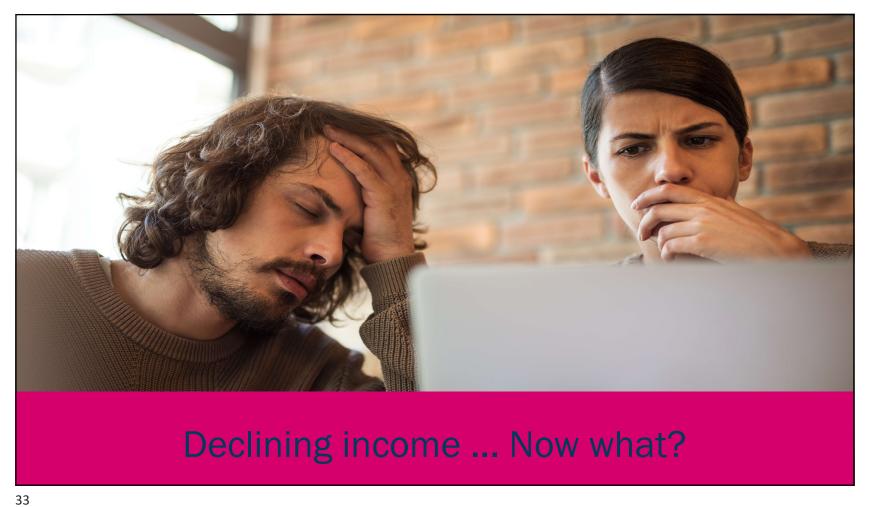
#### Replace with new web screen shot Sandra Sweeney, 2024-01-29T16:48:44.963 SS0

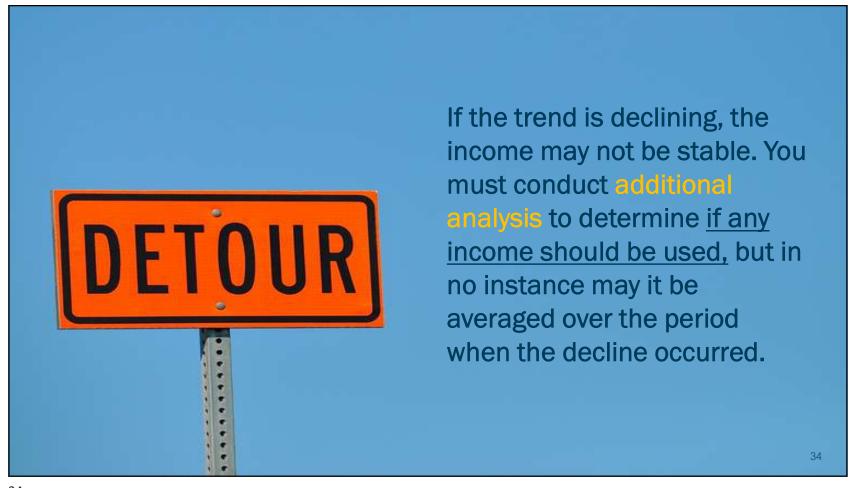












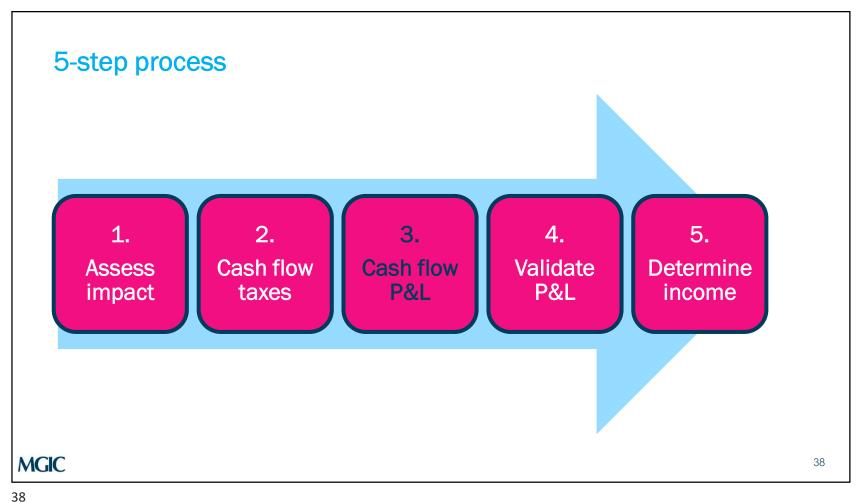


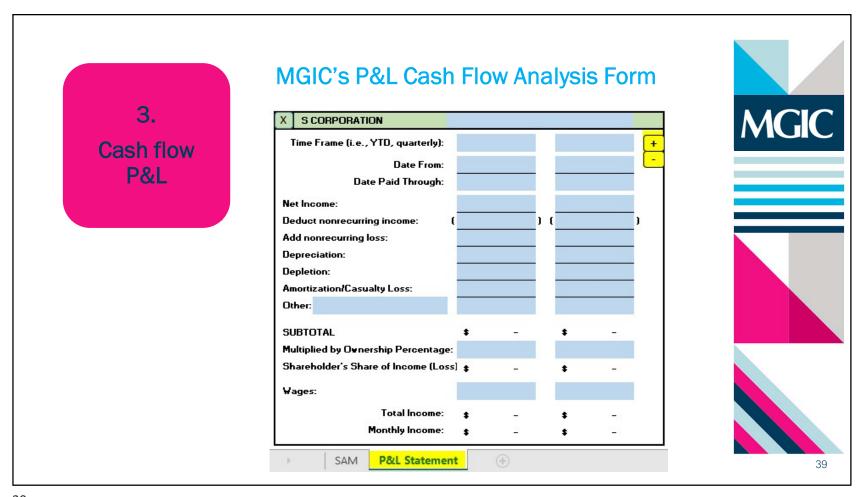
#### Audited or not ... what's the big deal?

- Unaudited statements
  - ▶ Majority of time
  - ▶ Self prepared or third-party prepared
  - ▶ Used for supporting documentation
- Audited statements
  - ► Rarely received
  - ► Requires third-party verification of information by examining records costly and time-consuming
  - ▶ May be used for qualifying

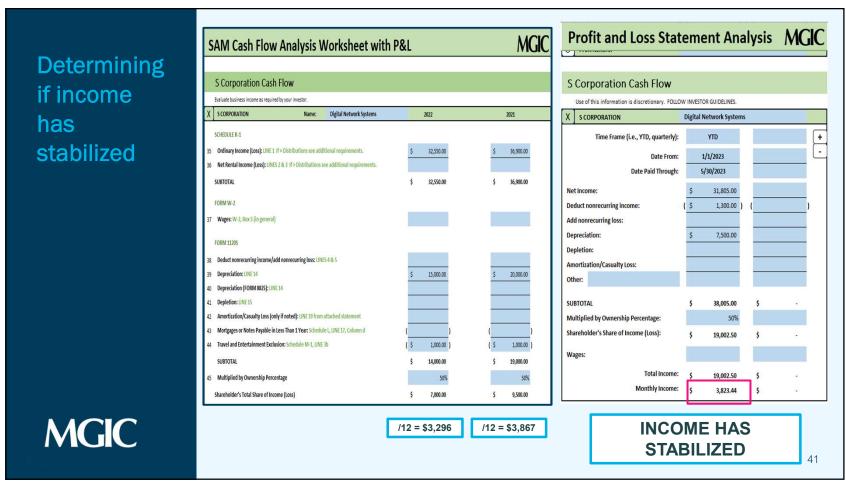


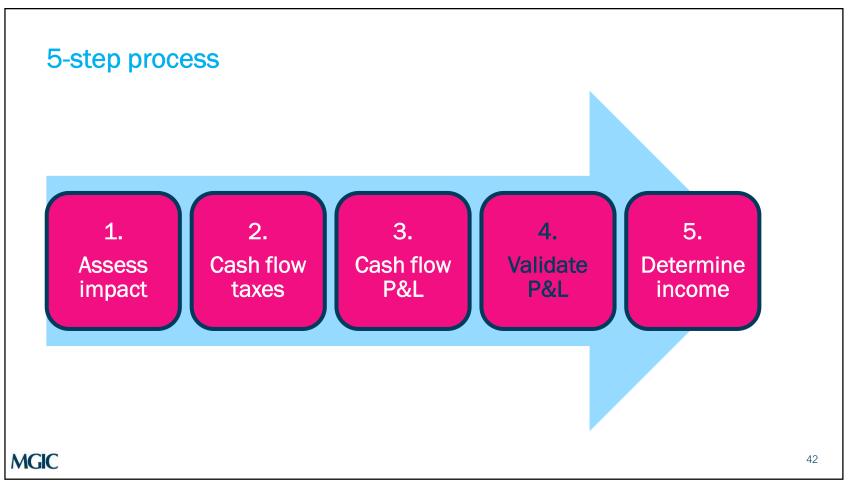
	Digital Network Systems Income Statement Date: 5/30/2023	
Profit & Loss	NATION NO RESIDENCE	
	Sales \$ 151,750	
	Discounts & allowances 500	
	Net sales 151,250	
	Cost of Goods Sold 80,300	
	Gross Profit 70,950	
	Other income	
	Interest income 1,300	
	1,300	
	Expenses	
	Salaries 14,300	
	Employee benefits 6,270	
	Licenses 1,155	
	Travel and entertainment 1,100	
	Insurance 4,125	
	Maintenance 4,400	
	Interest 1,595	
	Depreciation 7,500	
	Total Expenses 40,445	
MGIC	Net income \$ 31,805	
		37
		31



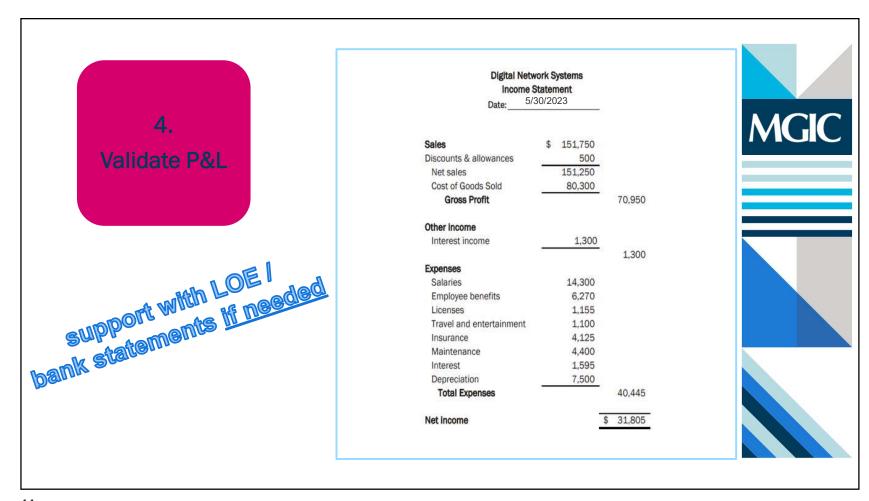


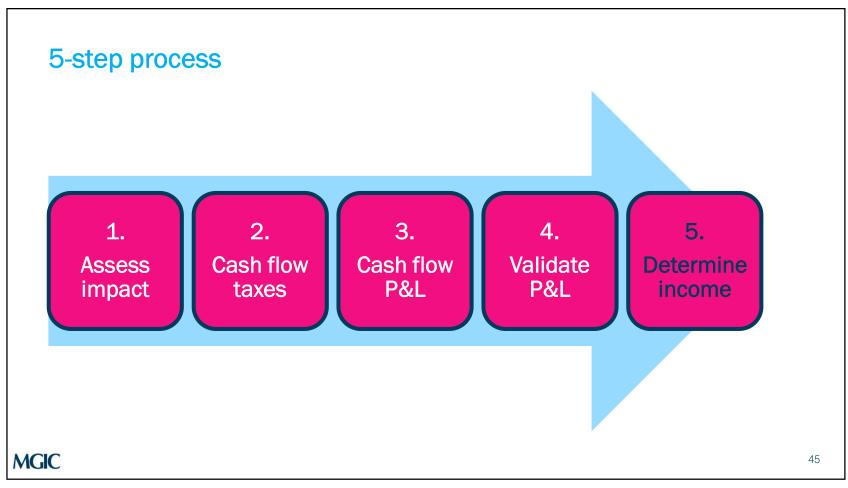
#### Profit and Loss Statement Analysis MGIC Cash Flow P&L S Corporation Cash Flow Use of this information is discretionary. FOLLOW INVESTOR GUIDELINES. **Digital Network Systems S CORPORATION Digital Network Systems** Income Statement 5/30/2023 Time Frame (i.e., YTD, quarterly): YTD + Date From: 1/1/2023 \$ 151,750 Sales Date Paid Through: Discounts & allowances 5/30/2023 151,250 Net sales Net Income: 31,805.00 80,300 Cost of Goods Sold **Gross Profit** 70,950 (\$ Deduct nonrecurring income: 1,300.00 ) Add nonrecurring loss: Other income Depreciation: 7,500.00 Interest income 1,300 1,300 Depletion: Expenses Amortization/Casualty Loss: Salaries 14,300 6,270 Employee benefits Other: 1,155 Licenses 1,100 Travel and entertainment SUBTOTAL 38,005.00 Insurance 4.125 Multiplied by Ownership Percentage: 50% Maintenance 4,400 1,595 Interest Shareholder's Share of Income (Loss): 19,002.50 Depreciation 7,500 **Total Expenses** 40,445 Wages: **Total Income:** \$ 31,805 Net income 19,002.50 Monthly Income: 3,823.44

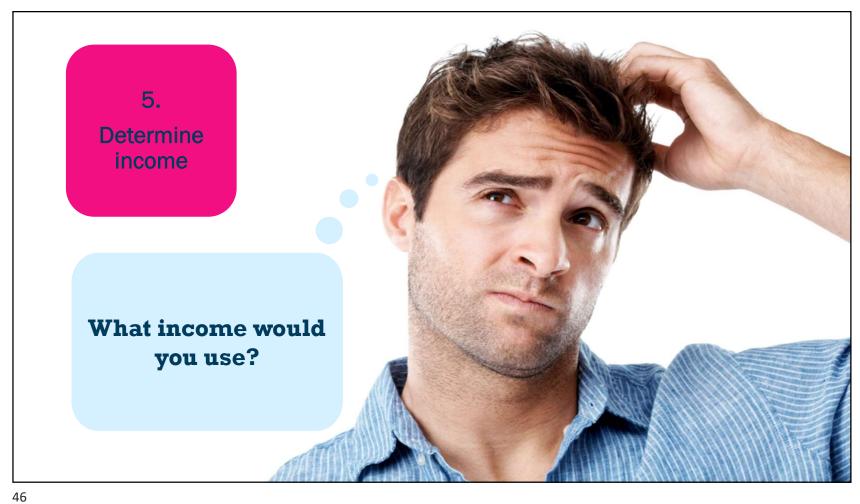


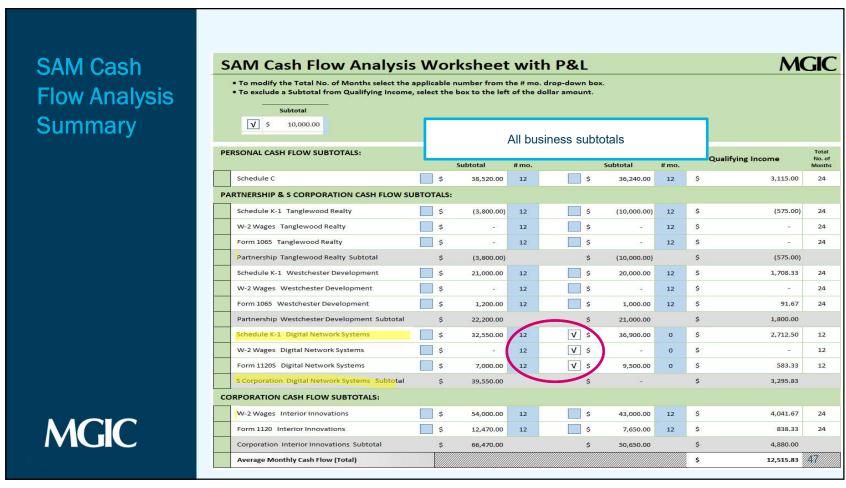


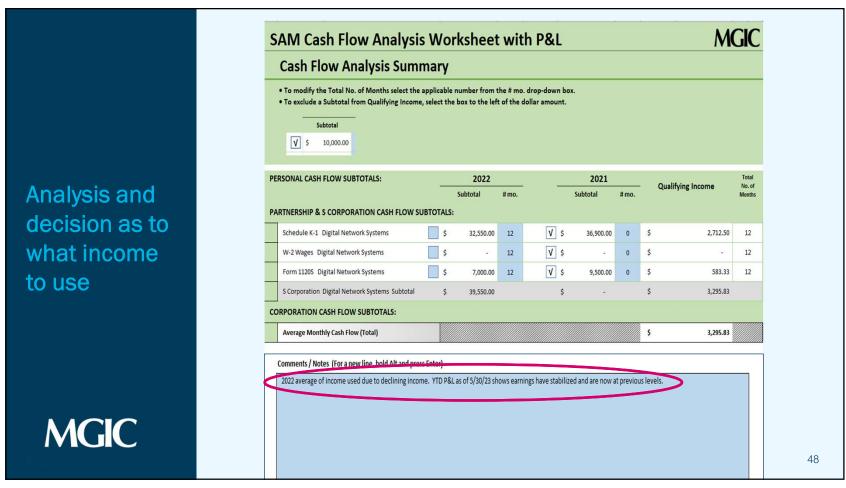
Form 1120-S Department of the Treasury	U.S. Income Tax Return for an S Corporation  Do not file this form unless the corporation has filed or is attaching Form 2535 to elect to be an S corporation.  Go to www.irs.gowForm1265 for instructions and the latest information	20 <b>22</b>	Digital Netwo	ark Systems	
Internal Revenue Service	Go to www.irs.gov/Form1120S for instructions and the latest information 22 or tax year beginning , 2022, ending	. 20			
A S election effective date	Name	D Employer identification number	Income St	atement	
B Business activity code	TYPE DIGITAL NETWORK SYSTEMS Number, street, and room or suite no. If a P.O. box, see instructions.	00-000000  E Date incorporated	Date:	5/30/2023	
C Check if Sch. M-3	PRINT 42000 N. EXECUTIVE DR City or town, state or province, country, and ZIP or foreign postal code	09/01/2011  F Total assets (see instructions)			
attached	JACKSON, TN 38301	s 373,220			
H Check if: (1)	electing to be an S corporation beginning with this tax year? See instructions. Yes	5) S election termination	0-1	A 454 750	
I Enter the number of	of shareholders who were shareholders during any part of the tax year		Sales	\$ 151,750	
Caution: Include only	trade or business income and expenses on lines 1a through 21. See the instructions for more	information.	Discounts & allowances	500	
b Returns and	ts or sales   1a   276,00     276	00	Net sales	151,250	
c Balance. Sut	btract line 1b from line 1a ds sold (attach Form 1125-A)	1c 275,000 2 146,000	Cost of Goods Sold	80.300	
2 3 Gross profit.	Subtract line 2 from line 1c	3 129,000	Gross Profit	00,000	70.950
4 Net gain (los 5 Other income	is) from Form 4797, line 17 (attach Form 4797) is (loss) (see instructions - attach statement) SEE STATEMENT	5 10,000	Gross Profit		10,950
	e (loss). Add lines 3 through 5	. 6 139,000			
8 Salaries and	wages (less employment credits)	8 26,000	Other income		
9 Repairs and	maintenance	10	Interest income	1,300	
2 11 Rents	enses	11 2 2,100			1.300
13 Interest (see	instructions)	13 2,900	71 <b>40</b> 50 70 70 5 7 5		1,500
	from Form 4562 not claimed on Form 1125-A or elsewhere on return (attach Form 4562) . o not deduct oil and gas depletion.)	15	Expenses		
8 16 Advertising	ofit-sharing, etc., plans	16 3,400	Salaries	14,300	
18 Employee be	enefit programs tions (attach statement) INSURANCE 7,500 LEGAL FEES 1,000	18 8,000	Employee benefits	6,270	
20 Total deduct	tions. Add lines 7 through 19	20 73,900	Licenses	1.155	
21 Ordinary bus	siness income (loss). Subtract line 20 from line 6	65,100	Travel and entertainment	1.100	
b Tax from Sch	nedule D (Form 1120-S)  22b  2a and 22b (see instructions for additional taxes)	220			
23 a 2022 estimat	ited tax payments and 2021 overpayment credited to 2022 23a		Insurance	4,125	
b Tax deposite	d with Form 7004		Maintenance	4,400	
d Add lines 23	ia through 23c	23d	Interest	1,595	
25 Amount owe	ed. If line 23d is smaller than the total of lines 22c and 24, enter amount owed		Depreciation	7.500	
27 Enter amoun	nt. If line 23d is larger than the total of lines 22c and 24, enter amount overpaid	27	Total Expenses		10.115
Sign correct, and comp	of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to iplete, Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.	the best of my knowledge and belief, it is true,  May the PS discuss this return	Total Expenses		40,445
Here Signature of of	flicer Date Title	with the preparer shown below? See		_	
-	pe preparer's name Preparer's signature Date C	heck if PTIN	Net income	\$	31,805
Preparer Firm's na		Firm's EIN 00-000000		_	-3.5
Use Only	3 PEACHTREE LANE, JACKSON, TN 38305	Phone no.			
	ction Act Notice, see separate instructions.	Form 1120-S (2022)			

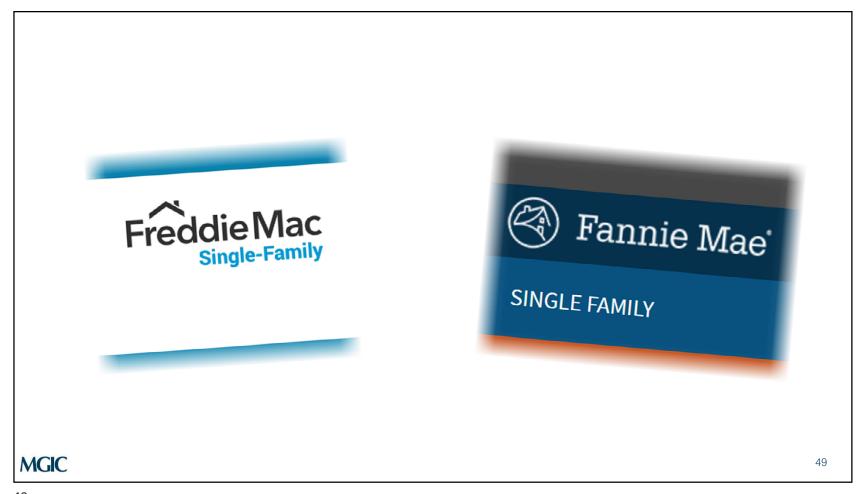


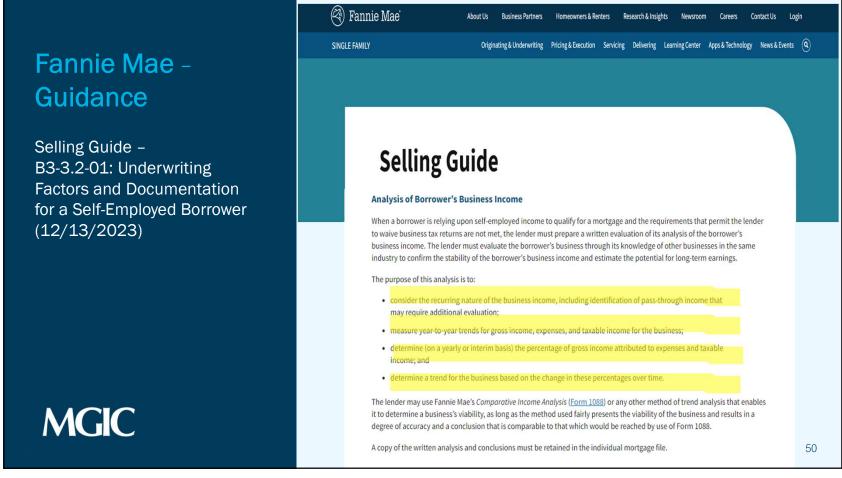


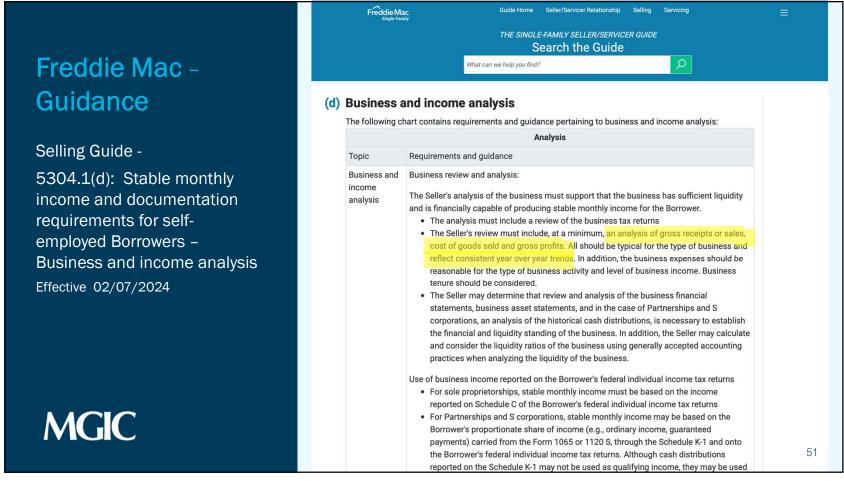












## Comparative Income Analysis

Line items entered in table

Auto-calculate in matrix:

- % Changes
- Comparisons

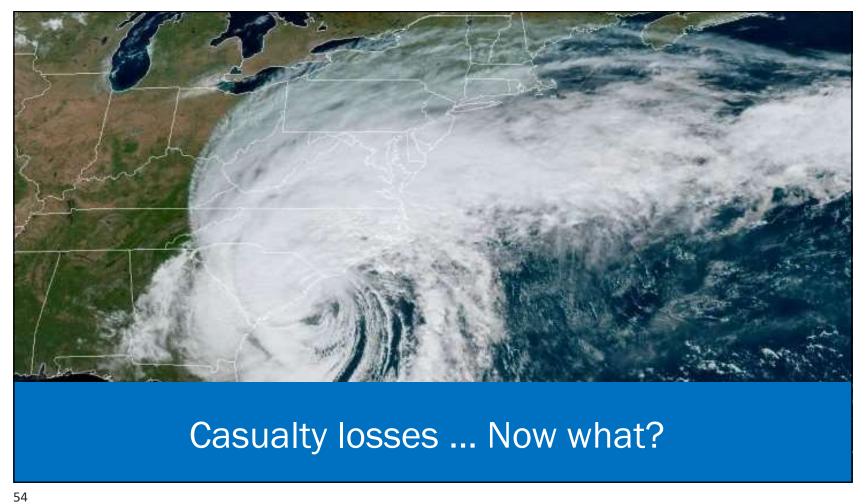
**MGIC** 

	tive Inco		,				790000				
Business Name:	Digital Network System	ns		Date:			Ann	ualization date	: 6/30/	/2023	
Completed by:			Sele	ect the Year(s): 🖒		2021		2022	20	23	
Gross Receipt/Sales					s	264,000	\$	276,000	s	303,500	
Returns & Allowance	•5				5	1,000	s	1,000	s	1,000	
Cost of Goods Sold					\$	141,000	5	146,000	\$	160,600	
Total deductions/Tot	al expenses				5	73,200	\$	73,900	\$	80,890	
- Total deductions for - Total expenses for S	Partnership, S Corpora ole Proprietorship	tion or Corporation	on								
Taxable Income					\$	53,800	s	65,100	\$	63,610	
- Ordinary Income (Lo - Taxable Income (Lo - Net Profit (Loss) for		orporation									
Gross Receipts/Sales		\$	264,000		5	276,000		s	303,500		
	% Change			+5%			+1	10%			
Gross Income		5	263,000		s	275,000		s	302,500		
(Gross Receipts/Sale	s - Returns & Allowance	s)									
	% Change			+5%			+1	10%			
Cost of Goods Sold (C	GS)	s	141,000		\$	146,000		5	160,600	1	
	% Change			+496			+1	10%			
Expenses		s	214,200	81%*	\$	219,900	80%*	5	241,490	80% *	
CGS+Total deduction	ns/Total expenses)										
	% Change			+3%			+1	10%			
Gross Profits		s	122,000		\$	129,000		s	141,900		
(Gross Receipts/Sale	s - Returns & Allowance	s - CGS)									
	% Change			+6%			+1	10%			
Taxable Income		s	53,800	20% **	\$	65,100	24% **	s	63,610	21% **	
	% Change			+21%				2%			52

# A look into the future based on the present

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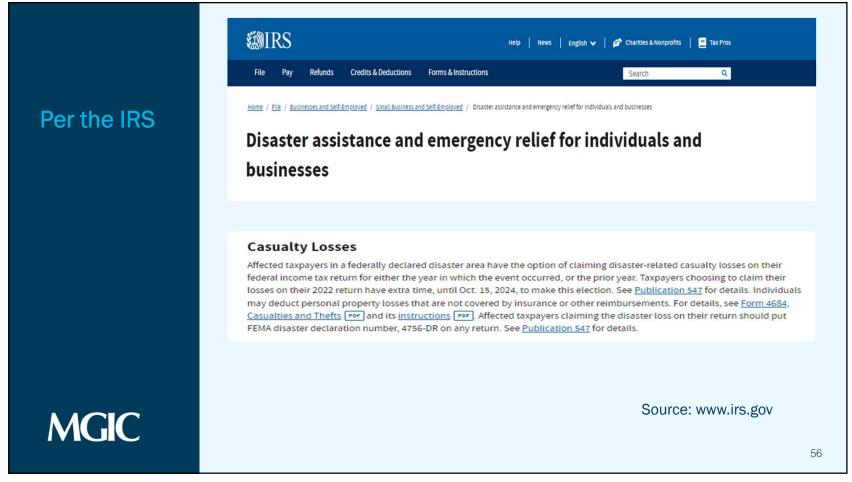


#### **Casualty losses**

- A casualty occurs when your property is damaged as a result of a disaster such as a storm, fire, car accident or similar event
- A theft occurs when someone steals your property

A sudden event \* Unexpected \* Unanticipated \* Unintended \* Unusual



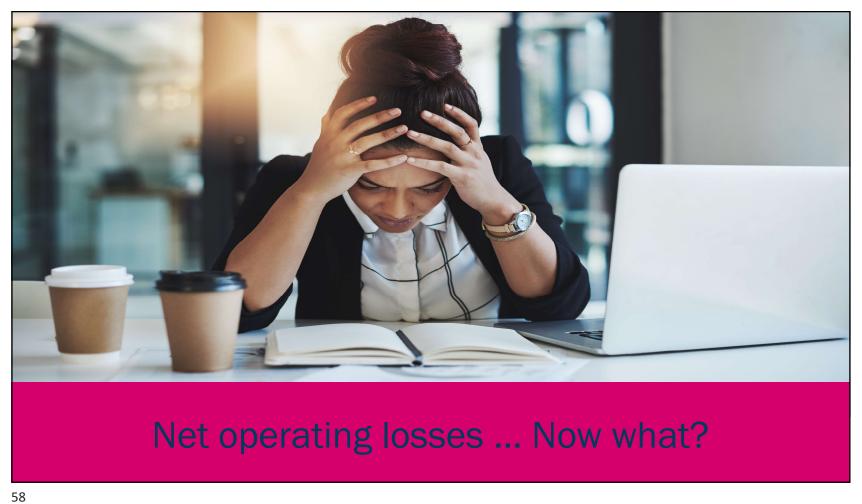


#### **Effect of a temporary closure of a business**



- A business must be open and operating
- A gap in employment or a reduction of income cannot be excluded from the calculation, and the year-todate income must continue to be calculated over the entire period





#### **Net operating loss (NOL)**

■ For income tax purposes, a net operating loss (NOL) is the result when a company's allowable deductions exceed its taxable income within a tax period. The NOL can generally be used to offset a company's tax payments in other tax periods through an IRS provision called a loss carryforward.

Total Operating Expenses > Total Operating Income = Net Operating Loss



#### Why worry about NOLs?

#### Prior business

- Not as concerning
- Still need LOE

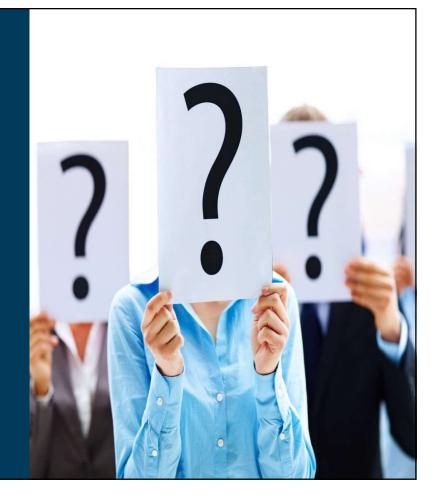
#### Current business

- When?
- Why?
- How much?



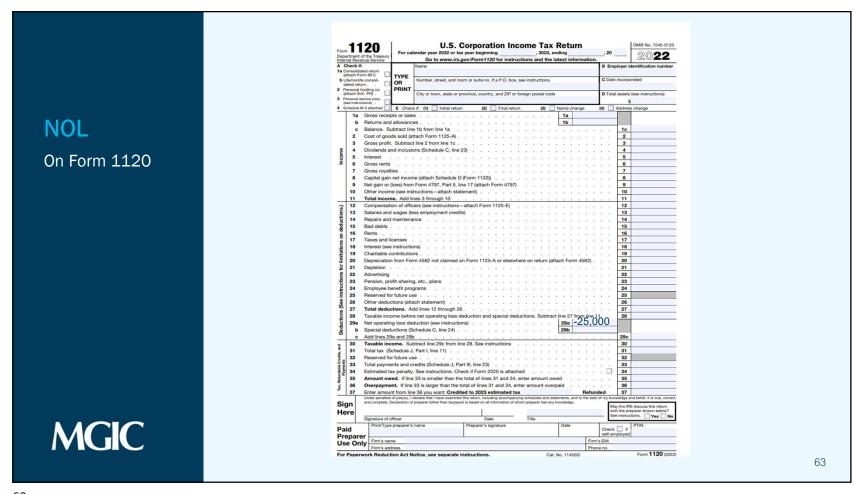
## Question:

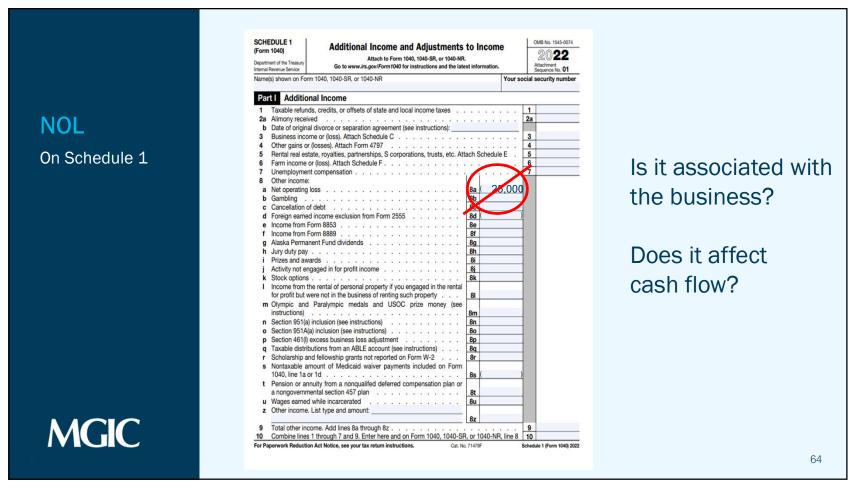
Can you always add back in NOLs?



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	SCHEDULE C (Form 1040) Department of the Treasury Internal Florence Service Name of proprietor  Name of proprietor  Profit or Loss From Business (Sole Pepartetership) Go to www.Fr.gevi/Schedule/Cor for instructions and the latest information. Attachment Service Name of proprietor  Attach to Form 1040, 1040-SR, 1040-HR, or 1041; partmenships must generally file Form 1055.  Social security number (SSN)  Social security number (SSN)  Methodis  Lased 10  Value Colories inventory: a   Cost   b   Lower of cost or market   c   Other fattach explanation
	A Principal business or profession, including product or service (see instructions)  B Enter code from instructions  34 Was there any change in determining quantities, costs, or valuations between opening and closing inventory?
	C Business name. If no separate business name, leave blank.  D Employer ID number (EMI) pic inst.)
	Business address (including suite or room no.)      Business address (including suite or room no.)      Something suite or room no.)
VOL	City, town or post office, state, and ZP code 98 Purchases less cost of items withdrawn for personal use
10L	F Accounting method: (1) Cash (2) Account (3) One regarded of the business designed of the busin
	H If you started or acquired this business during 2022, check here
On Cahadula C	Dd you make any payments in 2022 that would require you to file Form(s) 10997 See instructions   Yes   No   56 Materials and supplies   38
On Schedule C	Part I Income 39 Other costs. 39
	1 Gross receipts or sales. See instructions for line 1 and check the box if this iscome was reported to you on Form W-2 and the 5 standards reproduces hosteded
	2 Returns and allowances
	3 Subtract line 2 from line 1
	5 Gross profit. Subtract line 4 from line 3
	6 Other income, including federal and state gasoline or fuel tax credit or refund (see instructions) 7 Gross income, Again laws and 6 7 Google or fuel tax credit or refund (see instructions) 7 Gross income, Again laws and 6 7 Google or fuel tax credit or refund (see instructions) 7 Gross income, Again laws and 6 7 Google or fuel tax credit or refund (see instructions) 7 Google or fuel tax credit or refund (see instructions) 8 Gross income, Again laws and 6 Gros
	Part II Expenses. Enter expenses for business use of your home only on line 30.
	8 Advertising . 8 15 Office expense (see instructions) . 15 9 Car and truck expenses . 19 Persion and profit-sharing plans . 19
	(see instructions) 9 20 Part or lease (see instructions):
	10 Commissions and fies: 10 a Verlick, machinery, and equipment 20s 44 Of the total number of miles you drow your vehicle during 2022, enter the number of miles you used your vehicle for: 20b 44 Of the total number of miles you drow your vehicle during 2022, enter the number of miles you used your vehicle for:
	12 Depletion . 12 21 Repairs and maintenance . 21
	expense deduction (not
	instructions in Part mit power is 14,000 24 Travel and meals: 1,000 45 Was your vehicle available for personal used during off-duty hours? Yes 1
	14 Employee benefit programs a travel
	15 Insurance (other than health) 15 Instructions)
	16 Interest (see instructions): 25 Utilities
	a Mortage joid to barks, etc.) 16b 26 Wage fees employment credity 26 b Other 15b 27a Other expressing from line 49 27a 25,000 b If "Yes," is the evidence written? 15b 27a Charte expressing from line 49 15b 27a 27a 25,000 b If "Yes," is the evidence written?
	17 legal and professional services 17 b Reserved for future use 27b 22t 27b
	28 Total expenses before expenses for business use of home. Add lines 8 through 27a
	30 Expenses for business use of your home. Do not report these expenses elsewhere. Attach Form 8629
	uriess using the simplified method. See instructions.  Simplified methods only: Either the cital gauge toolage of (a) your home:  Simplified method first only: Either the cital gauge toolage of (a) your home:
	and (b) the part of your home used for business: Use the Simplified
	Method Worksheet in the instructions to figure the amount to enter on line 30
	If a profit, enter on both Schedude 1 (Form 1040), line 0, and on Schedude SE, line 2 (If you checked the box on line 1, see instructions.) Estates and trusts, enter on Form 1041, line 3.  If a loss, you must no to line 32.
	31 If you have a loss, check the box that describes your investment in this activity. See instructions.
	# If you thinked 30s, enter the loss on both Schedule I (Form 1046), line a, and on Schedule  \$4 (see 3.6) for 3.6 (see 3.6) for 1.6 (see
MOIO	Form 1041, line 3. 32b Some investment is not
MGIC	If you checked 32b, you must attach Form 6198. Your loss may be limited.  at risk.
	For Paperwork Reduction Act Notice, see the separate instructions. Cut. No. 11334P Schedule C (Form 1040) 2022



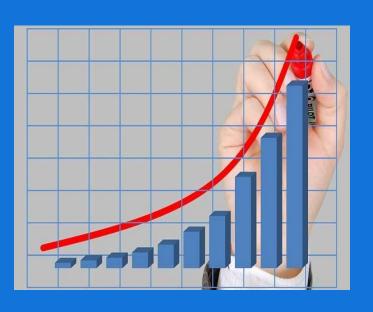


#### Purpose of cash flow analysis

### **MGIC**

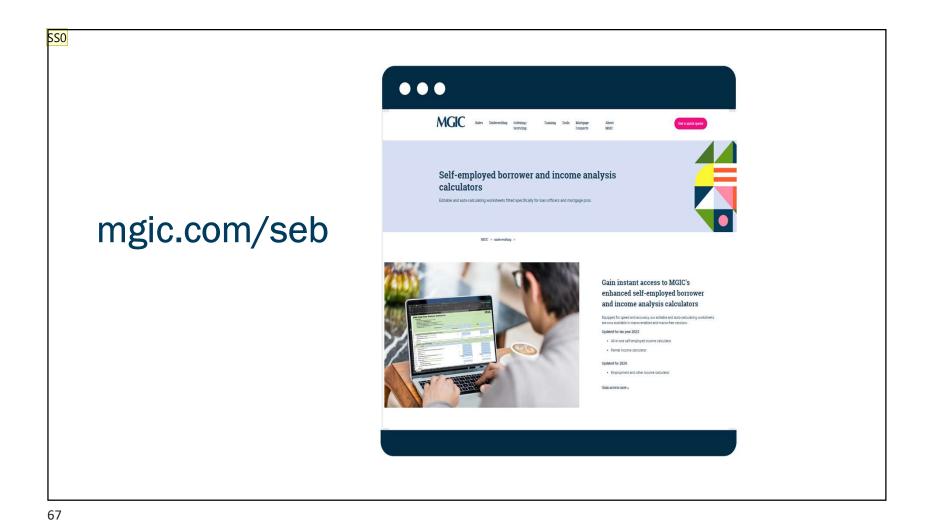
Verify qualifying income that is

- ✓ Stable
- Likely to continue



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