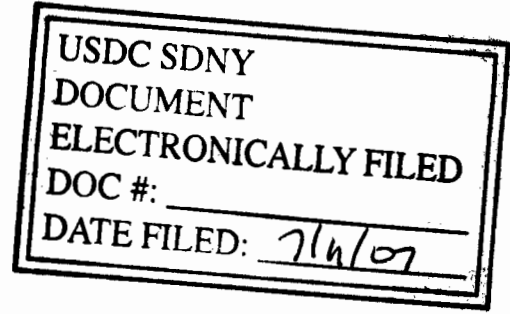


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Southern District of New York
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
UNITED STATES OF AMERICA, :
 :
 Plaintiff, :
 :
 -against- :
 :
 EDWARD S. BROCCOLO d/b/a FINANCIAL :
 CENTER OF SOUTH WESTCHESTER, :
 :
 Defendant. :
----- X

ECF Case
No. 06 Civ. 2812 (KMK)
STIPULATION & ORDER
OF PERMANENT INJUNCTION

WHEREAS, on April 11, 2006, plaintiff the United States of America (the "Government") filed a complaint against defendant Edward Broccolo individually and d/b/a Financial Center of South Westchester ("defendant") seeking, among other things, a permanent injunction barring defendant from preparing federal income tax returns for other persons;

WHEREAS, defendant admits the allegations in the complaint and consents to this Court's exercise of subject matter jurisdiction over this action and personal jurisdiction over him;

WHEREAS, defendant waives the entry of findings of fact and conclusions of law under Rules 52 and 65 of the Federal Rules of Civil Procedure;

WHEREAS, defendant understands that this permanent injunction constitutes the final

judgment in this matter, and waives the right to appeal from this judgment;

WHEREAS, defendant consents to the entry of this permanent injunction without further notice and agrees to be bound by its terms;

WHEREAS, defendant understands and agrees that the Court will retain jurisdiction over this matter for purposes of implementing and enforcing this injunction and further understands that if he violates the terms thereof, he may be subject to civil and/or criminal sanctions for contempt of court; and

WHEREAS, the parties agree that defendant is liable to the Internal Revenue Service (the "IRS") for penalties relating to the conduct alleged in the Complaint and that the entry of this permanent injunction neither precludes the IRS from assessing penalties against defendant relating to the conduct alleged in the Complaint, nor precludes defendant from contesting IRS's calculation of any such penalties;

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED THAT:

1. Pursuant to 21 U.S.C. §§ 7402, 7407 and 7408, defendant Edward S. Broccolo, and his representatives, agents, servants, employees, and anyone in concert or participation with defendant, are permanently enjoined, individually and through any entity, from directly or indirectly:

a. acting as a federal income tax preparer or requesting, directing, assisting in, or otherwise participating in, the preparation or filing of federal tax returns, amended returns, or other federal tax documents or forms, for any person or entity other than themselves, or appearing as representatives on behalf of any person or entity whose tax liabilities are under examination by the IRS;

- b. providing any tax advice or other tax related services to other persons or entities for compensation, including consulting services;
- c. organizing or selling tax shelters, plans or arrangements that advise taxpayers to attempt to reduce or understate their federal tax liabilities or evade the assessment or collection of their federal taxes;
- d. Engaging in any conduct subject to penalty under 26 U.S.C. §§ 6694, 6695, 6700 and 6701; and
- e. Engaging in any conduct that substantially interferes with the administration of the internal revenue laws.


2. Defendant shall mail a copy of this injunction and a copy of the complaint to all persons or entities for whom he has prepared federal tax returns, amended returns, or other federal tax documents or forms since January 1, 2000. Defendant must mail the copies within 30 days of the date of this Order and must file with the Court a sworn certificate stating that he has complied with this requirement. The mailing shall include a cover letter in a form either agreed to by counsel for the United States or approved by the Court, and shall not include any other documents or enclosures.

3. Defendant shall produce to counsel for the United States within 15 days of the date of this Order a list identifying by name, social security number, address, e-mail address, telephone number and tax period(s) all persons or entities for whom he has prepared federal tax returns, amended returns, or other federal tax documents or forms since January 1, 2000;

4. The Court shall retain jurisdiction to enforce this injunction and the United States may engage in post-judgment discovery to monitor Defendant's compliance with this injunction.

Dated: New York, New York
June 27, 2007

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York

By: 

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Dated: New York, New York
June ___, 2007

RONALD PAUL HART
Attorney for Defendant

By: _____
RONALD PAUL HART (RH-____)
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New York, New York 10007
Telephone: (212) 766-1443
Facsimile: (212) 766-0943

Dated: New York, New York
June ___, 2007

EDWARD S. BROCCOLO

SO ORDERED:

Dated: New York, New York
_____, 2007

HON. KENNETH M. KARAS
UNITED STATES DISTRICT JUDGE

Dated: New York, New York
June , 2007

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York

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Dated: New York, New York
June 29th, 2007

RONALD PAUL HART
Attorney for Defendant

By:

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Telephone: (212) 766-1443
Facsimile: (212) 766-0943

Dated: New York, New York
June 29th, 2007

Edward S. Brocco
EDWARD S. BROCCOLO

SO ORDERED:

Dated: New York, New York
July 10, 2007, 2007

[Signature]
HON. KENNETH M. KARAS
UNITED STATES DISTRICT JUDGE