

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI
SOUTHERN DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	Case No. 04-3117-CV-S-RED
)	
JANIS E. GREEHEY,)	
)	
Defendant.)	
)	

FINAL JUDGMENT OF PERMANENT INJUNCTION

Now before the Court is the Parties' Stipulation for Entry of Judgment (Doc. 25). Plaintiff, United States of America, has filed a Complaint for Permanent Injunction and Other Relief in this matter against the Defendant, Janice E. Greehey.

Greehey, without admitting the allegations in the Complaint and without admitting that grounds exist for imposition of an injunction, consents to entry of this Final Judgment of Permanent Injunction.

Greehey waives the entry of findings of fact and conclusions of law under Rule 52 of the Federal Rules of Civil Procedure and 26 U.S.C. § 7408.

Greehey enters into this Final Judgment of Permanent Injunction voluntarily, and waives any right she may have to appeal from the Final Judgment of Permanent Injunction.

Greehey consents to entry of this Final Judgment of Permanent Injunction without further notice, and agrees that this Court shall retain jurisdiction for the purpose of implementing and enforcing this Final Judgment of Permanent Injunction.

Therefore, and pursuant to the Parties' Stipulation for Entry of Judgment (Doc. 25), it is

accordingly ORDERED, ADJUDGED AND DECREED that:

1. The Court has jurisdiction over this action pursuant to §§ 1340 and 1345 of Title 28 of the United States Code, and §§ 7402 and 7408 of the Internal Revenue Code of 1986, as amended (26 U.S.C.) (the “Code”).

2. The Court finds that organizing, promoting, or selling “corporation sole” and “claim of right” tax programs is conduct subject to penalty under Code §§ 6700 and 6701.

3. The Court finds that Greehey has not admitted the United States’ allegations that she has engaged in conduct that is subject to penalty under §§ 6700 and 6701 of the Code and that interferes with the enforcement of the internal revenue laws.

4. The Court finds that Greehey has consented to the entry of judgment for injunctive relief pursuant to Code §§ 7402 and 7408 to prevent her from engaging in conduct subject to penalty under §§ 6700 and 6701 of the Code, including organizing, promoting or selling the “corporation sole” and “claim of right” tax programs.

5. It is further ORDERED, ADJUDGED AND DECREED that Greehey, individually and doing business as or through any other entity, and anyone acting in concert with her, is permanently enjoined and restrained from, directly or indirectly, by the use of any means or instrumentalities:

- (a) Organizing, promoting, marketing, or selling any tax shelter, plan or arrangement that advises, encourages or assists taxpayers to attempt to violate the internal revenue laws or unlawfully evade the assessment or collection of their federal tax liabilities, including the “corporation sole” and “claim of right” programs described in the Complaint;
- (b) Making false statements about the allowability of any deduction or credit, the excludability of any income, or the securing of any tax benefit by the reason of participating in such tax shelters, plans or arrangements, including the statement that compensation earned for labor or personal services is deductible;

- (c) Encouraging, instructing, advising or assisting others to violate the tax laws, including to evade the payment of taxes;
- (d) Engaging in conduct subject to penalty under I.R.C. § 6700, *i.e.*, by making or furnishing, in connection with the organization or sale of an abusive tax shelter, plan, or arrangement, a statement the defendant knows or has reason to know to be false or fraudulent as to any material matter under the federal tax laws;
- (e) Engaging in conduct subject to penalty under I.R.C. § 6701, *i.e.*, preparing or assisting others in the preparation of any tax forms or other documents to be used in connection with any material matter arising under the internal revenue laws and which the defendant knows will (if so used) result in the understatement of tax liability;
- (f) Engaging in any conduct that interferes with the administration and enforcement of the internal revenue laws by the Internal Revenue Service.

6. It is further ORDERED, ADJUDGED AND DECREED that Greehey shall produce to the United States from records in her possession or control the names, addresses and social security or tax identification numbers of all persons to whom she has sold, directly or indirectly, the “corporation sole” or “claim of right” programs, and shall file with the Court within 20 days of this date a certification that she has done so.

7. It is further ORDERED, ADJUDGED AND DECREED that Greehey shall notify all persons to whom she has sold, directly or indirectly, the “corporation sole” or “claim of right” programs of this injunction order, and shall file with the Court within 20 days a certification that she has done so.

8. It is further ORDERED, ADJUDGED AND DECREED that Greehey shall remove from her websites, including <http://www.freedomcommittee.com/5659/5659> and <http://www.freedomcommittee.com/9022/9022> all references to the “corporation sole” and “claim of right” programs, or instruct the persons who control those websites to remove her name from those websites and all references to the “corporation sole” and “claim of right programs,” and shall file with the Court within 20

days of this date a certification that she has done so.

9. It is further ORDERED, ADJUDGED AND DECREED that this Court shall retain jurisdiction of this action for the purpose of implementing and enforcing this Final Judgment.

There being no just reason for delay, the Clerk is directed to enter this Final Judgment forthwith.

IT IS SO ORDERED.

DATE: February 7, 2005

/s/ Richard E. Dorr
RICHARD E. DORR, JUDGE
UNITED STATES DISTRICT COURT