

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : CRIMINAL NO.

v. : DATE FILED:

ROSEMARIE LOFTUS BURNETT : VIOLATIONS: 26 U.S.C. § 7206(2)
(Aiding, assisting, procuring, counseling, and
advising the preparation of false tax returns-39
Counts)

INFORMATION

COUNT ONE

THE UNITED STATES ATTORNEY CHARGES THAT:

At all times material to this Information:

1. Defendant ROSEMARIE LOFTUS BURNETT resided at 507 North 20th Street, Philadelphia, PA.
2. Defendant ROSEMARIE LOFTUS BURNETT falsely represented to others that she was a trained tax return preparer, and she received payment from individuals to prepare both state and federal tax returns from individual taxpayers.
3. Defendant ROSEMARIE LOFTUS BURNETT prepared federal income tax returns for clients which claimed deductions and tax credits which both she and the clients knew to be false and fraudulent.
4. Defendant ROSEMARIE LOFTUS BURNETT advised her clients which deductions could be inflated, and how much those deductions could be inflated without creating undue suspicion by the Internal Revenue Service.
5. Defendant ROSEMARIE LOFTUS BURNETT advised some of her clients

that they were entitled to claim a slavery reparation tax credit of in excess of \$8,000 on their federal income taxes if the taxpayers were the descendants of slaves, when in fact the defendant knew that such a tax credit was fraudulent and did not exist.

6. Defendant ROSEMARIE LOFTUS BURNETT charged her clients approximately \$50 to prepare each amended federal income tax return.

7. Defendant ROSEMARIE LOFTUS BURNETT would prepare the written tax returns for her clients, but instructed the clients to file the returns on their own.

8. Defendant ROSEMARIE LOFTUS BURNETT requested that satisfied clients refer others to her to prepare their tax returns.

9. As a consequence of the false and fraudulent deductions and tax credits claimed on the 39 amended federal income tax returns contained in this Information, defendant ROSEMARIE LOFTUS BURNETT caused false claims to be made which would have resulted in a tax loss to the United States of at least \$175,133.

10. On or about October 24, 2000, at Philadelphia, in the Eastern District of Pennsylvania, defendant

ROSEMARIE LOFTUS BURNETT

willfully aided, assisted, procured, counseled, and advised the preparation or presentation of a United States amended income tax return, that is IRS Form 1040X for K.J, who filed an amended individual income tax return for the calendar year 1997, which was false or fraudulent in a material matter, which was verified by a written declaration that it was made under penalty of perjury and filed with the Director, Internal Revenue Service Center, at Philadelphia, Pennsylvania, and which defendant ROSEMARIE LOFTUS BURNETT did not believe to be true and correct as to every material

matter, in that the return claimed numerous tax deductions, resulting in taxable income of approximately \$12,258, and falsely claiming a tax credit of \$960, which defendant ROSEMARIE LOFTUS BURNETT knew to be false, because there was no such tax credit, the correct taxable income of K.J. was in fact approximately \$25,993, and the attempted tax loss was \$3,015.

In violation of Title 26, United States Code, Section 7206(2).

COUNTS TWO THROUGH THIRTY-NINE

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

1. The allegations of paragraphs 1 through 9 of Count One of this Information are realleged.
2. On or about the dates listed below, at Philadelphia, in the Eastern District of Pennsylvania,

ROSEMARIE LOFTUS BURNETT

willfully aided, assisted, procured, counseled, and advised the preparation or presentation of United States amended income tax returns, that is IRS Form 1040 (Individual Income Tax Return) or Form 1040X (Amended Individual Income Tax Return) for the taxpayers listed below, for the calendar years listed below, which were false or fraudulent in a material matter, which was verified by a written declaration that it was made under penalty of perjury and filed with the Director, Internal Revenue Service Center, at Philadelphia, Pennsylvania, and which defendant ROSEMARIE LOFTUS BURNETT did not believe to be true and correct as to every material matter, in that the returns claimed deductions and/or tax credits which defendant ROSEMARIE LOFTUS BURNETT knew to be false, resulting in the attempted tax losses listed below, each tax return being a separate count:

Count	Taxpayer	Tax year, Type of Return, and Date	False Taxable Income, Deductions, or Tax Credits Claimed	Correct Taxable Income, Deductions, or Amount of Tax Credit	Attempted Tax Loss
2.	K.J.	1998 1040X 10/24/00	False Taxable Income of \$7,652 False Tax Credit of \$1,360	Correct Taxable Income of \$20,694 Correct tax credit was \$400	\$2,701
3.	K.J.	1999 1040X 10/24/00	False Taxable Income of \$18,837 False Tax Credit of 1,460	Correct Taxable Income of \$32,541 Correct tax credit was \$980	\$2,535
4.	T.S.	1998 1040X 1/23/01	False Taxable Income of \$10,775 False Tax credit of \$800	Correct Taxable Income of \$25,503 Correct tax credit was \$400	\$2,693
5.	T.S.	1999 1040X 1/23/01	False Taxable Income of \$20,559	Correct Taxable Income of \$34,449	\$2,078
6.	J.B.	1997 1040X 12/5/00	False Taxable Income of \$12,148	Correct Taxable Income of \$40,634	\$4,275
7.	J.B.	1998 1040X 12/5/00	False Taxable Income of \$16,273	Correct Taxable Income of \$36,044	\$2,441

Count	Taxpayer	Tax year, Type of Return, and Date	False Taxable Income, Deductions, or Tax Credits Claimed	Correct Taxable Income, Deductions, or Amount of Tax Credit	Attempted Tax Loss
8.	J.B.	1999 1040X 12/7/00	False Taxable Income of \$29,976	Correct Taxable Income of \$45,014	\$2,515
9.	R.M.	1997 1040X 12/20/00	False Taxable Income of \$24,882	Correct Taxable Income of \$41,358	\$2,558
10.	R.M.	1998 1040X 12/20/00	False Taxable Income of \$23,459	Correct Taxable Income of \$41,320	\$2,678
11.	R.M.	1999 1040X 12/20/00	False Taxable Income of \$25,234	Correct Taxable Income of \$38,343	\$1,965
12.	G.P.	1998 1040X 1/30/01	False Taxable Income of \$12,413 False Tax Credit of \$1,842	Correct Taxable Income of \$28,718 Correct Tax Credit of \$537	\$3,751
13.	G.P.	1999 1040X 1/30/01	False Taxable Income of \$11,283	Correct Taxable Income of \$29,319	\$2,708
14.	J.F.	1998 1040X 1/3/01	False Taxable Income of \$32,386	Correct Taxable Income of \$51,223	\$3,982
15.	J.F.	1999 1040X 1/3/01	False Taxable Income of \$20,518	Correct Taxable Income of \$32,465	\$1,792

Count	Taxpayer	Tax year, Type of Return, and Date	False Taxable Income, Deductions, or Tax Credits Claimed	Correct Taxable Income, Deductions, or Amount of Tax Credit	Attempted Tax Loss
16	J.F.	2000 1040 6/20/01	False Itemized Deductions of \$32,617 False Taxable Income of \$22,278	Correct Itemized Deductions of \$22,274 Correct Taxable Income of \$32,621	\$1,553
17.	P.G.	1997 1040X 8/25/00	False Tax Credit of \$8,264	Correct Taxable Income of \$1,497 \$0 Tax Credit	\$8,264
18.	J.J.	1997 1040X 9/14/00	False Taxable Income of \$36,431, and False Tax Credit of \$8,041	Correct Taxable Income of \$57,930 \$0 Tax Credit	\$14,061
19.	J.J.	1998 1040X 2/22/01	False Taxable Income of \$28,366	Correct Taxable Income of \$44,735	\$6,026
20.	J.J.	1999 1040X 2/22/01	False Taxable Income of \$32,688	Correct Taxable Income of \$44,669	\$5,611
21.	P.J.S.	1997 1040X 1/5/01	False Taxable Income of \$17,747	Correct Taxable Income of \$33,351	\$2,390
Count	Taxpayer	Tax year, Type of Return, and Date	False Taxable Income, Deductions, or Tax Credits Claimed	Correct Taxable Income, Deductions, or Amount of Tax Credit	Attempted Tax Loss

22.	P.J.S.	1998 1040X 1/5/01	False Taxable Income of \$10,183	Correct Taxable Income of \$26,677	\$2,475
23.	P.J.S.	1999 1040X 1/5/01	False Taxable Income of \$14,967	Correct Taxable Income of \$22,231	\$1,088
24.	C.N.	1999 1040X 12/7/00	False Taxable Income of \$234 and False Tax Credit of \$1,536	Correct Taxable Income of \$11,538 Correct Tax Credit of \$1,720	\$1,509
25.	W.C.	1997 1040X 8/6/00	False Taxable Income of \$8,511 and False Tax Credit of \$8,041	Correct Taxable Income of \$20,837 \$0 Tax Credit	\$9,886
26.	W.C.	1998 1040X 9/11/00	False Taxable Income of \$3,347 and False Tax Credit of \$8,041	Correct Taxable Income of \$17,986 \$0 Tax Credit	\$10,238
27.	W.C.	1999 1040X 1/3/01	False Taxable Income of \$2,156 and False Tax Credit of \$8,041	Correct Taxable Income of \$13,260 \$0 Tax Credit	\$9,708
Count	Taxpayer	Tax year, Type of Return, and Date	False Taxable Income, Deductions, or Tax Credits Claimed	Correct Taxable Income, Deductions, or Amount of Tax Credit	Attempted Tax Loss
28.	D.C.	1997 1040X 12/20/00	False Taxable Income of \$11,075	Correct Taxable Income of \$24,217	\$1,973

29.	D.C.	1998 1040X 12/20/00	False Taxable Income of \$16,855	Correct Taxable Income of \$30,862	\$2,100
30.	D.C.	1999 1040X 12/20/00	False Taxable Income of \$15,039	Correct Taxable Income of \$31,374	\$2,452
31.	R.S.	1997 1040X 9/28/00	False Taxable Income of \$9,573 and False Tax Credit of \$8,041	Correct Taxable Income of \$17,237 \$0 Tax Credit	\$9,189
32.	R.S.	1998 1040X 9/8/00	False Taxable Income of \$7,755 and False Tax Credit of \$9,207	Correct Taxable Income of \$15,813 \$0 Tax Credit	\$10,415
33.	R.S.	1999 1040X 9/28/00	False Taxable Income of \$11,088 and False Tax Credit of \$8,041	Correct Taxable Income of \$21,103 \$0 Tax Credit	\$9,549
Count	Taxpayer	Tax year, Type of Return, and Date	False Taxable Income, Deductions, or Tax Credits Claimed	Correct Taxable Income, Deductions, or Amount of Tax Credit	Attempted Tax Loss
34.	Undercover federal agent, posing as Shantelle Kimball	1998 1040X 5/1/01	False Taxable Income of \$11,262	Correct Taxable Income of \$22,956	\$1,755
35.	Undercover federal agent, posing as Shantelle Kimball	1999 1040X 5/1/01	False Taxable Income of \$10,223 False Tax Credit of \$1,534	Correct Taxable Income of \$23,448 Correct tax Credit of \$500	\$3,014

36.	Undercover federal agent, posing as Shantelle Kimball	2000 1040X 5/1/01	False Taxable Income of \$11,394	Correct Taxable Income of \$24,307	\$1,943
37.	Undercover federal agent, posing as Kelvin Boozer	1998 1040X 5/15/01	False Taxable Income of \$28,420	Correct Taxable Income of \$46,424	\$5,388
38.	Undercover federal agent, posing as Kelvin Boozer	1999 1040X 5/15/01	False Taxable Income of \$30,324	Correct Taxable Income of \$50,199	\$6,153
Count	Taxpayer	Tax year, Type of Return, and Date	False Taxable Income, Deductions, or Tax Credits Claimed	Correct Taxable Income, Deductions, or Amount of Tax Credit	Attempted Tax Loss
39.	Undercover federal agent, posing as Kelvin Boozer	2000 1040X 5/15/01	False Taxable Income of \$33,672	Correct Taxable Income of \$54,199	\$6,706

All in violation of Title 26, United States Code, Section 7206(2).

PATRICK L. MEEHAN
United States Attorney