

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT SUPERSEDING

OFFENSE CHARGED

26 U.S.C. § 7206(1) - Filing False Tax Return

26 U.S.C. § 7206(2) - Aiding & Assisting False Tax Return

- Petty
- Minor
- Misdemeanor
- Felony

PENALTY:

26 U.S.C. § 7206(1) - 3 years prison, \$250,000 fine, 1 year supervised release, \$100 assessment; 26 U.S.C. § 7206(2) - 3 years prison, \$250,000 fine, 1 year supervised release, \$100 assessment

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

INTERNAL REVENUE SERVICE

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprosecution of charges previously dismissed which were dismissed on notice of:

U.S. Att'y Defense

this prosecution relates to a pending case involving this same defendant

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.

MAGISTRATE CASE NO.

Name and Office of Person Providing Information on MELINDA HAAG THIS FORM

U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y (if assigned) THOMAS NEWMAN, AUSA, Tax Division

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

DEFENDANT - U.S.

ROSA LEBANUELOS

DISTRICT COURT NUMBER

DEFENDANT

IS NOT IN CUSTODY

- 1) Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
- 2) Is a Fugitive
- 3) Is on Bail or Release from (show District)

IS IN CUSTODY

- 4) On this charge
- 5) On another conviction
- 6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No } If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not DATE TRANSFERRED TO U.S. CUSTODY Month/Day/Year

This report amends AO 257 previously submitted

PROCESS:

SUMMONS NO PROCESS* WARRANT Bail Amount: _____

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

2126 Shoshone Cir
Danville, CA 94526

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

ADDITIONAL INFORMATION OR COMMENTS

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: OAKLAND

UNITED STATES OF AMERICA,

v.

ROSA LEE BANUELOS

SBA

CR 12 845

DEFENDANT(S).

INDICTMENT

26 U.S.C. § 7206(1) - Filing False Tax Return

26 U.S.C. § 7206(2) - Aiding & Assisting False Tax Return

A true bill.

Julia Mucci

Foreman

Filed in open court this 28th day of 2012

[Signature]

Clerk

Bail, \$

[Signature]

Summons to appear on
Sept 14, 2012

1 MELINDA HAAG (CABN 132612)
2 United States Attorney

AUG 20 2007

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7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9 OAKLAND DIVISION

SBA

10 UNITED STATES OF AMERICA,

CR- 10 345

11 Plaintiff,

12 v.

VIOLATION: 26 U.S.C. § 7206(1)- Filing False
Tax Returns; 26 U.S.C. §7206(2) - Assisting in
Filing False Returns

13 ROSA LEE BANUELOS,

14 Defendant.

15 OAKLAND VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE: (26 U.S.C. § 7206(2) - Preparation/Assisting in Filing False Tax Return)

On or about October 21, 2005, in the Northern District of California, the defendant,

ROSA LEE BANUELOS,

2 then a resident of Modesto, California, did willfully aid and assist in, and procure, counsel, and
23 advise the preparation and presentation to the Internal Revenue Service, of her U.S. Joint
24 Individual Income Tax Return for the calendar year 2004. The return was false and fraudulent as
25 to a material matter, in that it reported \$701,004 in gross receipts or sales for Property
26 Maintenance and Painting, whereas, as the defendant then and there knew, the gross receipts for
27 Property Maintenance and Painting were greater than that reported.

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

1 COUNT TWO: (26 U.S.C. § 7206(1) - Filing False Tax Return)

2 On or about October 11, 2006, in the Northern District of California, the defendant,

3 ROSA LEE BANUELOS,

4 then a resident of Modesto, California, did willfully and knowingly make and subscribe a U.S.
5 Joint Individual Income Tax Return for the calendar year 2005, which was filed with the Internal
6 Revenue Service and verified by the defendant in a written declaration that it was made under the
7 penalties of perjury, which income tax return she did not believe to be true and correct as to every
8 material matter, in that it reported \$952,820 in gross receipts or sales for Property Maintenance
9 and Painting, whereas, as the defendant then and there knew, the gross receipts for Property
10 Maintenance and Painting were greater than the amount reported.

11 All in violation of Title 26, United States Code, Section 7206(1).

12 COUNT THREE: (26 U.S.C. § 7206(1) - Filing False Tax Return)

13 On or about October 18, 2007, in the Northern District of California, the defendant,

14 ROSA LEE BANUELOS,

15 then a resident of Modesto, California, did willfully and knowingly make and subscribe a U.S.
16 Joint Individual Income Tax Return for the calendar year 2006, which was filed with the Internal
17 Revenue Service and verified by the defendant in a written declaration that it was made under the
18 penalties of perjury, which income tax return she did not believe to be true and correct as to every
19 material matter, in that it reported \$843,977 in gross receipts or sales for Property Maintenance
20 and Painting, whereas, as the defendant then and there knew, the gross receipts for Property

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1 Maintenance and Painting were greater than that reported.

2 All in violation of Title 26, United States Code, Section 7206(1).

5 A True Bill

6 Dated: Aug 20, 2012

7 Julian Murei
FOREPERSON

8 MELINDA HAAG
United States Attorney

9
10 J. Douglas Wilcox for
MIRANDA KANE

11 Assistant United States Attorney
Chief, Criminal Division

12 Approved as to Form

13
14 Cynthia Stier
CYNTHIA STIER

15 Assistant United States Attorney
Tax Division