

FILED by RB D.C.
ELECTRONIC
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STEVEN M. LARIMORE
CLERK U.S. DIST. CT.
S.D. OF FLA. - MIAMI

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
11-60085-CR-ZLOCH/ROSENBAUM

NO. _____
26 U.S.C. 7201

UNITED STATES OF AMERICA,

Plaintiff,

v.

RICHARD RUBIN,

Defendant.

INFORMATION

The United States Attorney charges that:

GENERAL ALLEGATIONS

At all times relevant to the time frame of the Information:

1. The defendant RICHARD RUBIN was a real estate sales broker or associate broker licensed by the State of Florida.
2. In or about 2004, the City of Davie, Florida became interested in acquiring a parcel of land commonly referred to as the "Sunny Lakes" property.
3. In or about 2004, the City of Davie hired defendant RUBIN as a grant writer in order to obtain county and state funding in order to purchase the "Sunny Lakes" property.
4. On or about December 15, 2004, the closing took place for the purchase of the "Sunny Lakes" property by the City of Davie.
5. In addition to receiving a fee from the City of Davie for helping to obtain the grant

money for the purchase of the “Sunny Lakes” property, defendant RUBIN also received a commission from the seller as the sales agent.

6. At the closing on the Sunny Lakes property defendant RUBIN’s sales commission of \$102,000 was paid to his qualifying real estate broker who, in January 2005, paid the entire commission of \$102,000 to defendant RUBIN.

7. Defendant RUBIN also received a commission as the real estate agent for the sale of a condominium in Hollywood, Florida (hereinafter referred to as the “Hollywood Condo”).

8. Defendant RUBIN’s sales commission for the Hollywood Condo of \$6,297 was paid to his qualifying real estate broker who, in January 2005, paid the entire commission of \$6,297 to defendant RUBIN.

COUNT 1

(Tax Evasion)

9. The General Allegations of this Indictment, numbered one through eight inclusive, are realleged and expressly incorporated herein as if set forth in full.

10. On or about May 8, 2006, at Broward County, in the Southern District of Florida, and elsewhere, defendant,

RICHARD RUBIN,

a resident of Southwest Ranches, Florida, who during calendar year 2005, was married, did willfully attempt to evade and defeat a large part of the income tax due and owing by him and his spouse to the United States of America for the calendar year 2005, by preparing and causing to be prepared, and by signing and causing to be signed, a false and fraudulent U.S. Individual Income Tax Return, Form 1040, on behalf of himself and his spouse, which was filed with the Internal

Revenue Service. In that income tax return, it was stated that their joint taxable income for the calendar year 2005 was the sum of \$121,826, and that the amount of tax due and owing thereon was the sum of \$23,843. In fact, as he then and there knew, he had failed to include the real estate commissions that he had received from the sale of the Sunny Lakes property and the Hollywood Condo, and their joint taxable income for the calendar year 2005 was the sum of \$237,468, upon which taxable income there was owing to the United States of America an income tax of \$58,956.

All in violation of Title 26, United States Code, Section 7201.



WIFREDO A. FERRER
UNITED STATES ATTORNEY



JEFFREY N. KAPLAN
ASSISTANT UNITED STATES ATTORNEY