

Department of Justice

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Former Pembroke Township Supervisor Jailed for Contempt

Urbana, Ill. – On Thursday, Aug. 16, 2012, U.S. District Judge Michael P. McCuskey found Larry Dean Gibbs, of St. Anne, Ill., in direct contempt of court for his actions and statements before the court and ordered that Gibbs be taken into custody for 14 days. According to court documents, Gibbs, 52, was formerly the elected Township Supervisor of Pembroke Township in Kankakee County, Ill.

A federal indictment currently pending against Gibbs alleges that he filed false income tax returns in 2006 and 2009. According to the indictment, as a result of Gibbs' false and fraudulent statements on a 2005 Form 1041 that he filed with the Internal Revenue Service, Gibbs received a refund of \$66,282 from the IRS to which he was not entitled. The indictment further alleges that Gibbs filed a similar false U.S. Income Tax Return for the 2007 calendar year requesting a refund of \$82,782, but that the IRS determined that the request was fraudulent and did not issue a refund. The indictment further alleges that, in 2009, Gibbs filed a false federal tax return requesting a refund of \$76,932.

On June 7, 2012, Judge McCuskey had ordered the defendant to stop filing frivolous documents challenging the court's authority or attempting to claim the defendant was not the person charged in the case. Gibbs filed additional documents with the federal court, and was ordered to appear in federal court on Aug. 16, pursuant to a ruling by Judge McCuskey that Gibbs needed to show cause why he should not be held in contempt for repeatedly filing frivolous documents in violation of Judge McCuskey's order of June 7, 2012, as well as whether Gibbs' bond should be revoked. After an exchange in court between Judge McCuskey and Gibbs, Judge McCuskey found Gibbs in direct contempt of court and ordered him taken into federal custody for 14 days. A hearing is scheduled on Aug. 30, at 10:00 a.m., regarding revocation of Gibbs' bond.

If convicted, each count of filing a false income tax return carries a penalty of up to three years in prison, a \$100,000 fine plus the costs of prosecution, and full restitution. A jury trial is currently scheduled to begin on Nov. 13, 2012. Members of the public are reminded that an indictment is merely an accusation; the defendant is presumed innocent unless proven guilty.

The charges are the result of an investigation by the Criminal Investigation Division of the Internal Revenue Service. The case is being prosecuted by Assistant U.S. Attorney Eugene L. Miller.

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