

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon.
 :
 v. : Criminal No.
 :
 : 26 U.S.C. § 7201
 JERRY CARTER, JR. : 18 U.S.C. § 2

INFORMATION

The defendant having waived in open court prosecution by Indictment, the United States Attorney for the District of New Jersey charges:

1. At all times relevant to this Information:

a. Defendant JERRY CARTER ("CARTER") was a resident of Union County, New Jersey;

b. Defendant CARTER was the Chief Executive Officer ("CEO") and sole owner of First Priority Payroll, a/k/a Priority Pay Payroll Service ("FPP");

c. FPP was headquartered in Hoboken, New Jersey, and provided payroll services to its approximately 3,500 clients throughout the United States, including handling the clients' direct deposits, paycheck services, payroll tax return preparation, and collection and payment of the clients' payroll taxes to the Internal Revenue Service ("IRS") and the various state taxing authorities.

2. For calendar years 2007, 2008, and 2009, defendant CARTER intentionally failed to provide the IRS with true,

correct, and complete information regarding income that he received in connection with his position as CEO and owner of FPP, in the aggregate amount of approximately \$1,801,017 (approximately \$420,931 in 2007, approximately \$344,786 in 2008, and approximately \$1,035,300 in 2009).

3. On or about September 10, 2008, defendant CARTER signed, filed, and caused to be filed with the IRS a 2007 U.S. Individual Income Tax Return, Form 1040, in which he falsely stated that his total income for the calendar year 2007 was negative \$93,454 and that he was due a tax refund from the IRS of \$3,745.

4. On or about October 8, 2009, defendant CARTER signed, filed, and caused to be filed with the IRS a 2008 U.S. Individual Income Tax Return, Form 1040, in which he falsely stated that his total income for the calendar year 2008 was \$361,549 and that he was due a tax refund from the IRS of \$164,541.

5. Defendant CARTER failed to timely sign, file, and cause to be filed with the IRS a 2009 U.S. Individual Income Tax Return, Form 1040.

6. Defendant CARTER's intentional failure to disclose true, correct, and complete information to the IRS regarding income that he received in connection with his position as CEO and owner of FPP resulted in a tax loss to the United States of

approximately \$476,832 (approximately \$97,242 in 2007, approximately \$151,797 in 2008, and approximately \$227,793 in 2009).

7. On or about October 8, 2009, in Union County, in the District of New Jersey and elsewhere, defendant

JERRY CARTER, JR.

knowingly and willfully attempted to evade and defeat a substantial part of the income tax due and owing to the United States in that he signed and caused to be filed a false and fraudulent 2008 U.S. Individual Income Tax Return, Form 1040, described in paragraph 4 of this Information, knowing it to be false and fraudulent as described in paragraphs 2 and 6.

In violation of Title 26, United States Code, Section 7201, and Title 18, United States Code, Section 2.



PAUL J. FISHMAN
UNITED STATES ATTORNEY

CASE NUMBER: _____

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INFORMATION FOR

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PAUL J. FISHMAN

UNITED STATES ATTORNEY, NEWARK, NEW JERSEY

AARON MENDELSON

ASSISTANT U.S. ATTORNEY

NEWARK, NEW JERSEY

(973) 645-2712
