

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

|                          |   |                     |
|--------------------------|---|---------------------|
| UNITED STATES OF AMERICA | : |                     |
|                          | : | Criminal No. 19-    |
| v.                       | : |                     |
|                          | : | 26 U.S.C. § 7206(1) |
| ANTHONY CURTO, JR.       | : |                     |

**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 ANTHONY CURTO, JR. was a resident of Morris County, New Jersey, who owned and operated Total Metal Transport (“TMT”), a company located in Succasunna, New Jersey that purchased and transported scrap metal and other materials.

b. Defendant ANTHONY CURTO, JR. was responsible for maintaining TMT’s books and records and he oversaw all aspects of the business, which he operated on a cash-only basis and which paid a substantial portion of its customers for scrap metal in cash.

c. On behalf of TMT, defendant ANTHONY CURTO, JR. maintained a business bank account and corporate credit card account.

d. During the years 2012 and 2013, defendant ANTHONY CURTO, JR. deposited approximately over \$6.4 million in business revenue into TMT’s business bank account. Defendant ANTHONY CURTO, JR. also regularly paid substantial personal expenses from TMT’s business bank account and used the business’s corporate credit card to pay for substantial personal expenses.

e. Under the Internal Revenue Code, defendant ANTHONY CURTO, JR. operated TMT as a "Schedule C" business and was accordingly required to report income from TMT on his personal income tax return, Form 1040.

2. On or about the dates indicated below, defendant ANTHONY CURTO, JR. signed and caused to be filed with the Internal Revenue Service a Form 1040 for tax years 2012 and 2013 on behalf of himself and his wife. For each year listed, these returns declared certain taxable income from TMT and amounts of tax due and owing. As further reflected for each year below, the tax returns did not report additional taxable income that defendant ANTHONY CURTO, JR. received from TMT that year. In each year, with this additional, unreported income from TMT, defendant ANTHONY CURTO, JR. was responsible for the following additional tax amounts due and owing to the United States:

| <b>Year &amp; Date<br/>Return Filed</b> | <b>Reported<br/>Schedule C<br/>Income from<br/>TMT</b> | <b>Reported<br/>Total Income</b> | <b>Additional<br/>Income from<br/>TMT Not<br/>Reported</b> | <b>Additional<br/>Tax Due and<br/>Owing</b> |
|---|--|----------------------------------|--|---|
| 2012-<br>4/15/2013                      | \$69,997   | \$70,047                         | \$287,628  | \$84,504                                    |
| 2013-<br>4/15/2014                      | \$69,293   | \$69,303                         | \$297,396  | \$90,522                                    |

3. In total, between 2012 and 2013, defendant ANTHONY CURTO, JR. received approximately \$585,024 in income from TMT that he failed to report to the Internal Revenue Service. This resulted in a total of approximately \$175,026 in additional personal income taxes due and owing to the United States.

**COUNT ONE**  
**(Filing a False Tax Return)**

4. The allegations contained in paragraphs one through three are realleged and incorporated as if fully set forth in this paragraph.

5. For tax year 2012, defendant ANTHONY CURTO, JR. prepared and filed a U.S. Individual Income Tax Return, Form 1040, for himself and his wife. The personal return was signed by defendant ANTHONY CURTO, JR. and contained a written declaration that it was signed under the penalties of perjury.

6. The 2012 U.S. Individual Income Tax Return that defendant ANTHONY CURTO, JR. filed was not true and correct as to every material matter in that, on the return, defendant ANTHONY CURTO, JR. failed to report approximately \$287,628 in income from TMT.

7. On or about April 15, 2013, in the District of New Jersey and elsewhere, defendant

**ANTHONY CURTO, JR.**

willfully made and subscribed a Form 1040, U.S. Individual Tax Return, for tax year 2012, which was verified by a written declaration that it was made under the penalty of perjury, which defendant ANTHONY CURTO, JR. did not believe

to be true and correct as to every material matter, in that the return did not report income from TMT, whereas, as defendant ANTHONY CURTO, JR. well knew, he did not accurately report his income.

In violation of Title 26, United States Code, Section 7206(1).

**COUNT TWO**  
**(Filing a False Tax Return)**

8. The allegations contained in paragraphs one through three are realleged and incorporated as if fully set forth in this paragraph.

9. For tax year 2013, defendant ANTHONY CURTO, JR. prepared and filed a U.S. Individual Income Tax Return, Form 1040, for himself and his wife. The personal return was signed by defendant ANTHONY CURTO, JR. and contained a written declaration that it was signed under the penalties of perjury.

10. The 2013 U.S. Individual Income Tax Return that defendant ANTHONY CURTO, JR. filed was not true and correct as to every material matter in that, on the return, defendant ANTHONY CURTO, JR. failed to report approximately \$297,396 in income from TMT.

11. On or about April 15, 2014, in the District of New Jersey and elsewhere, defendant

**ANTHONY CURTO, JR.**

willfully made and subscribed a Form 1040, U.S. Individual Tax Return, for tax year 2013, which was verified by a written declaration that it was made under the penalty of perjury, which defendant ANTHONY CURTO, JR. did not believe to be true and correct as to every material matter, in that the return did not

report income from TMT, whereas, as defendant ANTHONY CURTO, JR. well knew, he did not accurately report his income.

In violation of Title 26, United States Code, Section 7206(1).

  
CRAIG CARPENITO  
United States Attorney

**CASE NUMBER:** \_\_\_\_\_

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**United States District Court  
District of New Jersey**

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**UNITED STATES OF AMERICA**

**v.**

**ANTHONY CURTO, JR.**

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**INFORMATION FOR**

26 U.S.C. § 7206(1)

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**CRAIG CARPENTIO**  
*UNITED STATES ATTORNEY*  
*NEWARK, NEW JERSEY*

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