



# UNITED STATES ATTORNEY'S OFFICE EASTERN DISTRICT OF VIRGINIA

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**FOR IMMEDIATE RELEASE:**

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**Glen Allen Resident Sentenced to 63 Months for  
Filing False Tax Returns and Obstruction of Justice**

**(Richmond, Va.)** – Richard C. Menner, age 48, of Glen Allen, Virginia, was sentenced earlier today on five counts of filing a false federal tax return and one count of obstruction of justice. He was convicted on the charges in October 2008 after a three-day jury trial. United States District Judge Henry E. Hudson sentenced Menner to 63 months imprisonment, to be followed by 1 year of supervised release. Dana J. Boente, Acting United States Attorney for the Eastern District of Virginia; Eileen Mayer, Internal Revenue Service Chief, Criminal Investigation Division; and John A. DiCicco, Acting Assistant Attorney General for the Justice Department's Tax Division, announced the sentence.

Menner was previously convicted in federal court in 1998 on five counts of failing to file his individual income tax returns for tax years 1991 through 1995 after evidence was introduced at trial showing that he had received income from various individuals and building contractors during the prosecution years. Evidence introduced at the most recent trial showed that, as part of his conviction of the failure to file charges in 1998, Menner was ordered to file returns for tax years 1991 through 1995. In 2000, after he was released from prison on a term of supervised release, Menner filed false income tax returns for tax years 1991 through 1995 and for 1999 that reported that he had received "zero" income during those years and that he owed no tax. Prior to the present trial, the federal court sentenced Menner to an additional three months in prison for violating the terms of his supervised release.

After Menner was released from prison a second time, evidence showed he obstructed the IRS's attempts to assess and collect the taxes owed for tax years 1991 through 1995 by repeatedly submitting documents to the IRS that set forth frivolous legal arguments claiming that he had not earned any income during those years and that he owed no tax.

According to documents presented at the most recent trial, Menner filed "zero" individual income tax returns for tax years 2001 through 2005 on which he failed to disclose that he was

engaged in a business activity, his carpentry business, from which he derived gross receipts even though he knew that he was required by law and regulation to disclose the operation of that business, the gross receipts and sales derived therefrom. Witnesses testified at trial that Menner performed carpentry services for them in tax years 2001 through 2005 and that they paid him by check for those services.

This case was initiated by a referral from the Civil Division of the Internal Revenue Service. The investigation was conducted by the Criminal Investigation Division of the Internal Revenue Service. Assistant United States Attorney Michael R. Gill and Tax Division Trial Attorney Mark Daly prosecuted the case on behalf of the United States.

More information about the Justice Department's Tax Division, including its tax enforcement efforts against tax defiers may be found at [www.usdoj.gov/tax](http://www.usdoj.gov/tax).

A copy of this press release may be found on the website of the United States Attorney's Office for the Eastern District of Virginia at <http://www.usdoj.gov/usao/vae>. Related court documents and information may be found on the website of the District Court for the Eastern District of Virginia at <http://www.vaed.uscourts.gov> or on <http://pacer.uspci.uscourts.gov>.

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