

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Criminal No. 14-
: :
: 26 U.S.C. § 7206(1)
v. :
: :
FRANK CHIMENTO III : **INFORMATION**

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

COUNT ONE

1. At all times relevant to this Information, defendant FRANK CHIMENTO III (“defendant CHIMENTO III”) was a resident of either West Caldwell or Verona, New Jersey.
2. At all times relevant to this Information, Chimento Construction, Chimento Construction Services, and FAC Construction were interrelated and commingled companies specializing in commercial masonry and concrete work (collectively, the “Chimento Companies”). The Chimento Companies were initially located in Belleville, New Jersey but relocated to Parsippany, New Jersey in or about the spring/summer of 2011.
3. In 2007, defendant CHIMENTO III worked for the Chimento Companies. Also, in 2007, defendant CHIMENTO III briefly operated his own

excavation business Frank Chimento III, LLC. During 2007, defendant CHIMENTO III received approximately \$85,860 in income from Frank Chimento III, LLC and the Chimento Companies in the form of checks, cash, and transfers from the Chimento Companies.

4. Defendant CHIMENTO III provided his tax return preparer a Form 1099 from Chimento Construction in the amount of \$40,000 for 2007. Defendant CHIMENTO III falsely advised his preparer that this was his sole source of income in 2007.

5. Defendant CHIMENTO III caused his tax preparer to file his 2007 Form 1040 electronically using a personal identification number.

6. Defendant CHIMENTO III caused the tax preparer to underreport the amount of income that defendant CHIMENTO III obtained in calendar year 2007 by approximately \$45,860 on defendant CHIMENTO III's electronically filed 2007 Form 1040, which form contained a written declaration that it was made under the penalties of perjury.

7. On or about May 20, 2008, in the District of New Jersey, and elsewhere, defendant

FRANK CHIMENTO III

did knowingly and willfully make and subscribe, and cause to be made and subscribed, a 2007 U.S. Individual Income Tax Return, Form 1040, which was verified by a written declaration that it was made under the penalties of perjury

and which defendant FRANK CHIMENTO III did not believe to be true and correct as to every material matter, in that the return did not include approximately \$45,860 in taxable income.

In violation of Title 26, United States Code, Section 7206(1) and Title 18, United States Code, Section 2.

A handwritten signature in cursive script, reading "Paul J. Fishman", written over a horizontal line.

PAUL J. FISHMAN
United States Attorney
District of New Jersey

CASE NUMBER: 14-

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

UNITED STATES OF AMERICA

v.

FRANK CHIMENTO, III

INFORMATION FOR

26 U.S.C. § 7206(1)

PAUL J. FISHMAN

U.S. ATTORNEY NEWARK, NEW JERSEY

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