

IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF SOUTH CAROLINA  
COLUMBIA DIVISION

UNITED STATES OF AMERICA,	)	Case No. 3:14-3922-TLW
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
GS2 ENGINEERING &	)	
ENVIRONMENTAL CONSULTANTS, INC.,	)	
and GEORGE A. SEMBOS,	)	
	)	
Defendants.	)	

PERMANENT INJUNCTION BY STIPULATION AND CONSENT

Plaintiff, the United States of America, and Defendants, George A. Sembos and GS2 Engineering & Environmental Consultants, Inc., stipulate and agree as follows:

1. The United States of America filed a complaint for permanent injunction under 26 U.S.C. § 7402(a) against George A. Sembos and his company, GS2 Engineering & Environmental Consultants, Inc.
2. The Defendants admit that, for purposes of this injunction, the Court has jurisdiction pursuant to 28 U.S.C. §§ 1340 and 1345, and 26 U.S.C. § 7402(a).
3. The Defendants, without admitting any of the allegations in the complaint, waive the entry of findings of fact and conclusions of law under Rules 52 and 65 of the Federal Rules of Civil Procedure, consent to the entry of this permanent injunction, and agree to be bound by its terms.

4. The Defendants further understand and agree that:
  - a. The stipulated order for permanent injunction will be entered under Fed. R. Civ. P. 65 and will result in the entry, without further notice, of a final judgment in this matter;
  - b. The Defendants waive the right to appeal from the stipulated order for permanent injunction;
  - c. The parties will bear their own costs, including any attorneys' fees or other expenses of this litigation;
  - d. The Court will retain jurisdiction over this matter for the purpose of implementing and enforcing the stipulated order for permanent injunction;
  - e. If the Defendants violate the permanent injunction, they may be subject to civil and criminal sanctions for contempt of court;
  - f. Entry of the permanent injunction resolves only this civil injunction action, and neither precludes the government from pursuing any other current or future civil or criminal matters or proceedings, nor precludes the Defendants from contesting their liability in any matter or proceeding.

*[REMAINDER OF PAGE LEFT INTENTIONALLY BLANK]*

Accordingly, **IT IS HEREBY STIPULATED, ORDERED, and ADJUDGED** pursuant to 26 U.S.C. § 7402(a), that defendant George A. Sembos and defendant GS2 Engineering and Environmental Consultants, Inc. (“GS2 Engineering”) are **PERMANENTLY ENJOINED** as follows:

- A. Sembos (individually and doing business under any other name or using any other entity) and GS2 Engineering, and their representatives, agents, servants, employees, attorneys, successors in interest and assigns, and anyone in active concert or participation with them, are prohibited from failing to withhold and pay over to the IRS all employment taxes, including federal income, FICA, and FUTA taxes, required by law;
- B. Sembos and GS2 Engineering are required to segregate and hold separate and apart from all other funds monies withheld from employees or collected from others for taxes under any internal revenue laws of the United States and to deposit the monies so withheld and collected, as well as the employer’s share of FICA taxes, in an appropriate federal depository bank in accordance with the federal deposit regulations;
- C. Sembos and GS2 Engineering are required to deposit FUTA taxes in an appropriate federal depository bank each quarter in accordance with the federal deposit regulations;
- D. Sembos, for any business that he owns, operates and/or is responsible for carrying out the duties established under paragraphs (B) and (C), for a period of five years, is required to sign and deliver, quarterly, affidavits to IRS Supervisory Revenue Officer Johnie Goodlett, II at 1835 Assembly Street, Columbia, SC 29201 (or other official of the IRS who may be designed to receive such notice) stating that the requisite withheld income, FICA, and FUTA tax deposits were timely made;

E. For a period of five years, GS2 Engineering (if operating), and those individuals at GS2 Engineering who are responsible for carrying out the duties established under paragraphs (B) and (C), shall sign and deliver, quarterly, affidavits to IRS Supervisory Revenue Officer Johnie Goodlett, II (or other official of the IRS who may be designed to receive such notice) stating that the requisite withheld income, FICA, and FUTA tax deposits were timely made;

F. Sembos and GS2 Engineering are required to timely file all employment tax returns with the IRS at such a specific location as the IRS may specify;

G. Sembos and GS2 Engineering are required to timely pay all required outstanding liabilities due on each tax return required to be filed;

H. Sembos and GS2 Engineering, and their representatives, agents, servants, employees, attorneys, successors in interest and assigns, and anyone in active concert or participation with them, are prohibited, in the event all required outstanding liabilities due on each employment tax return required to be filed going forward from the date of injunction are not timely paid, from assigning any property or rights to property or making any disbursements before paying the delinquent federal employment and unemployment taxes due;

I. In the event Sembos, either directly or indirectly, owns or operates a company or business other than GS2 Engineering & Environmental Consultants, Inc. within 5 years of the date of this Order, Sembos shall notify IRS Supervisory Revenue Officer Johnie Goodlett, II, or other official of the IRS who may be designed to receive such notice, of any such company.

J. That this Court retain jurisdiction over this case to ensure compliance with this injunction; and

K. That this Court grant the United States such other relief, including costs, as is just and equitable.

**IT IS FURTHER ORDERED** that the United States will be allowed full post-judgment discovery to monitor compliance with the permanent injunction; and

**IT IS FURTHER ORDERED** that the Court will retain jurisdiction over this action for purpose of implementing and enforcing the permanent injunction and any additional orders necessary and appropriate to the public interest.

**IT IS SO ORDERED.**

*s/ Terry L. Wooten*  
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Terry L. Wooten  
Chief United States District Judge

February 11, 2015  
Columbia, South Carolina