

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Criminal No. 15-
v. :
BARBARA AMES : 26 U.S.C. § 7201

INFORMATION

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

1. At all times relevant to this Information:
 - a. Defendant BARBARA AMES was a resident of Southampton and Mount Laurel, New Jersey.
 - b. Defendant BARBARA AMES was employed as the Vice President of Talent Acquisition at Burlington Coat Factory. Defendant AMES was responsible for recruiting and hiring all executive management positions within Burlington Coat Factory including store management, corporate management and field management. Defendant AMES was also responsible for working with vendors and suppliers associated with her position. Burlington Coat factory used sub-contracted Human Resources companies (commonly referred to as “headhunters”) to identify and recruit qualified applicants for open positions. Defendant AMES had sole authority to approve payments to vendors working for Burlington Coat Factory’s Human Resources.
 - c. Defendant BARBARA AMES established L.Castillo, LLC using her mother’s name and Social Security number in 2008. The mailing

address for L.Castillo, LLC was a PO Box located in a UPS store in Bordentown, New Jersey. Defendant AMES conducted “headhunting” services through L. Castillo, LLC on behalf of Burlington Coat Factory.

d. Defendant BARBARA AMES created an internal vendor file for L. Castillo, LLC at Burlington Coat Factory. Thereafter, defendant AMES approved the invoices submitted to Burlington Coat Factory by L. Castillo, LLC.

e. Between in or about August 4, 2008 to on or about November 2, 2012, defendant BARBARA AMES caused Burlington Coat Factory to issue approximately 46 checks, totaling \$466,290, to pay the L. Castillo, LLC invoices.

f. Defendant BARBARA AMES converted the Burlington Coat Factory checks made payable to L. Castillo, LLC. to her own use in the following amounts:

- i. 82,932 in 2009,
- ii. 53,880 in 2010,
- iii. 90,804 in 2011, and
- iv. 172,809 in 2012.

2. Generally, individuals are required by law to make income tax returns to the Internal Revenue Service (“IRS”) by April 15 of the year following the year when the income is earned unless an extension is granted. If those income tax returns show that income taxes were due and owing then the tax payer is obligated by law to pay that sum of money to the IRS.

3. For tax years 2009 through 2011, defendant BARBARA AMES failed to file with the IRS individual income tax returns (Forms 1040) by April 15th. When defendant AMES delinquently filed income tax returns, she only

reported her income from her position at Burlington Coat Factory. Defendant AMES omitted income from her human resource consulting business, L. Castillo, LLC.

4. During the calendar years 2009 through 2012, defendant BARBARA AMES received taxable income from Burlington Coat Factory and her business, L. Castillo, LLC. Therefore, defendant AMES was required to make income tax returns to the IRS on or before April 15th. Defendant AMES, knowing that there was owing to the United States payment of income taxes, did knowingly fail to make income tax returns on or before April 15 to any proper officer of the IRS, and to pay to the IRS the income taxes that were due and owing.

5. During the calendar years 2009 through 2012, in the District of New Jersey, and elsewhere, defendant

BARBARA AMES

did willfully attempt to evade and defeat a substantial part of the income tax due and owing by her to the United States for calendar years 2009 through 2012 by negotiating checks issued to L. Castillo, LLC, thereby concealing and attempting to conceal from the IRS her true and correct income.

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



PAUL J. FISHMAN
United States Attorney

CASE NUMBER: 15-

United States District Court
District of New Jersey

UNITED STATES OF AMERICA

v.

BARBARA AMES

INFORMATION FOR

26 U.S.C. § 7201

PAUL J. FISHMAN.
U.S. ATTORNEY NEWARK, NEW JERSEY

JASON M. RICHARDSON
Assistant U.S. Attorney
Camden, New Jersey
(856) 757-5026
