

COPY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA	:	<u>INDICTMENT</u>
- v -	:	19 Cr. <b>243</b>
EVERSLEY E. BARRETT,	:	
Defendant.	:	

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COUNTS ONE THROUGH EIGHTY-THREE

(Aiding and Assisting Preparation of False and  
Fraudulent U.S. Individual Income Tax Returns)

The Grand Jury charges:

Background

1. At all times relevant to this Indictment, EVERSLEY E. BARRETT, the defendant, was a resident of New Windsor, New York, and was in the business of preparing U.S. Individual Income Tax Returns, Forms 1040 ("Federal Individual Tax Returns" or "Forms 1040"), for individuals (the "Clients") in exchange for fees. BARRETT carried out his tax preparation business principally through Eversley Tax, a tax preparation business he operated from his residence. BARRETT also prepared and filed his own Federal Individual Tax Returns.

2. From in or about tax years 2012 through 2016, EVERSLEY E. BARRETT, the defendant, prepared and caused to be

filed on average over 700 tax returns each year with the IRS.

Relevant Provisions of the Internal Revenue Code

3. At all times relevant to this Indictment:

(a) Pursuant to the Internal Revenue Code and attendant regulations, individual taxpayers generally were required to report their income, tax liabilities, and, where appropriate, any claim for a refund on a Form 1040, annually. On the Form 1040, taxpayers designate their filing statuses, i.e., whether they are filing as "married," "married separate," "single," or "head of household." These designations affect, among other things, whether taxpayers qualify for lower tax rates and/or certain tax credits. Forms 1040 had to be filed with the Internal Revenue Service ("IRS"), which is part of the United States Department of the Treasury.

(b) A Schedule A was an IRS form that was attached to a Form 1040 when applicable and was used by taxpayers to claim some permissible deductions from taxable income, including: gifts to charity, job-related and other miscellaneous expenses (such as unreimbursed employee expenses and mortgage insurance), and state and local taxes paid.

(c) A Schedule C was an IRS form that was attached to a Form 1040 when applicable and was used by taxpayers to report gross receipts, expenses, and profit or loss from a business operated by

the taxpayer as a sole proprietorship.

(d) A Schedule E was an IRS form that was attached to a Form 1040 when applicable and was used by taxpayers to report, among other things, rental real estate losses.

#### The Tax Preparation Fraud

4. EVERSLEY E. BARRETT, the defendant, regularly prepared and caused to be filed with the IRS false and fraudulent Federal Individual Tax Returns and accompanying forms and schedules for his Clients. Those client tax returns were false and fraudulent in that they contained various fabricated and fraudulently inflated items, such as: (i) filing statuses; (ii) rental real estate losses; (iii) unreimbursed employee business expenses; (iv) gifts to charity; (v) real estate related expenses; and (vi) application of tax credits.

5. EVERSLEY E. BARRETT, the defendant, regularly prepared and caused to be filed with the IRS his own false and fraudulent Federal Individual Tax Returns and accompanying forms and schedules. Those tax returns were false and fraudulent in that they contained various fabricated and fraudulently inflated items, such as: (i) filing statuses; (ii) rental real estate losses; (iii) unreimbursed employee business expenses; (iv) gifts to charity; (v) real estate related expenses; and (vi) application of tax credits. Those tax returns were also fraudulent in that they contained

fraudulent understated items, such as gross receipts from the defendant's tax preparation business.

6. From in or about tax years 2012 through 2016, the inclusion by EVERSLEY E. BARRETT, the defendant, of the aforementioned fabricated and inflated items on the Clients' Federal Individual Tax Returns and the fabricated, inflated, and understated items on his own Federal Individual Tax Returns resulted in: (1) the fraudulent reduction of the Clients' tax liabilities and/or the receipt by the Clients of IRS refunds to which the Clients were not lawfully entitled; and, (2) the fraudulent reduction of his own tax liabilities and/or his receipt of IRS refunds to which he was not lawfully entitled.

#### Statutory Allegations

7. On or about the dates set forth below, in the Southern District of New York and elsewhere, EVERSLEY E. BARRETT, the defendant, willfully and knowingly did aid and assist in, and procure, counsel, and advise the preparation and presentation under, and in connection with matters arising under, the internal revenue laws of the United States, of a return, affidavit, claim, and other document, to wit, U.S. Individual Income Tax Returns, Forms 1040, and accompanying forms and schedules, for the taxpayers listed below, and for the tax years listed below, which returns were false and fraudulent as to material matters, in that, among other things, the

returns fabricated and/or falsely overstated items such as filing status, rental real estate losses, unreimbursed employee business expenses, gifts to charity, mortgage insurance and tax credits, and the returns falsely understated items such as gross receipts, as set forth below:

Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
1	JA	2012	4/15/13	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Dependent/Child Care Credit (6) Child Tax Credits	\$12,561 \$6,999 \$5,988 \$600 \$550
2	JA	2013	4/15/14	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Child Tax Credit	\$12,011 \$6,227 \$6,069 \$250

Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
3	JA	2014	4/15/15	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses	\$19,988 \$6,899 \$6,139
4	JA	2015	4/15/16	(1) Filing Status (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$6,401 \$6,088
5	LC	2012	4/15/13	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses	\$9,858 \$5,318 \$5,675
6	LC	2013	4/15/14	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses	\$19,020 \$6,233 \$5,678
7	LC	2014	4/15/15	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses	\$16,365 \$6,485 \$5,871
8	LC	2015	4/15/16	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Residential Energy Credit	\$14,334 \$5,674 \$6,253 \$500
9	GC	2013	4/15/14	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$18,199 \$5,907 \$11,697

Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
10	GC	2014	4/15/15	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses (4) Education Credit	\$14,773 \$5,581 \$8,924 \$4,000
11	GC	2015	4/15/16	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses (4) Education Credit	\$18,365 \$5,604 \$9,078 \$2,924
12	MC	2012	4/15/13	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses (4) Real Estate Tax	\$29,599 \$4,754 \$5,834 \$8,005
13	MC	2013	4/15/14	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$24,097 \$5,729 \$5,910
14	MC	2014	4/15/15	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses	\$24,804 \$6,222 \$6,417
15	MC	2015	4/15/16	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$24,967 \$6,011 \$6,187
16	FD	2012	4/15/13	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Education Credit (6) American Opportunity Credit	\$11,486 \$4,903 \$5,534 \$1,500 \$1,000

Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
17	FD	2013	4/15/14	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Education Credit (6) American Opportunity Credit	\$15,484 \$5,773 \$5,623 \$1,172 \$781
18	FD	2014	4/15/15	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Education Credit (6) American Opportunity Credit	\$23,352 \$5,068 \$5,477 \$922 \$614
19	FD	2015	4/15/16	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$22,442 \$6,166 \$5,545
20	WD	2012	4/15/13	(1) Filing Status (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$14,232 \$17,527
21	WD	2013	4/15/14	(1) Filing Status (2) Unreimbursed Employee Expenses	\$17,784
22	KH	2012	4/15/13	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$24,853 \$5,310 \$6,124



Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
23	KH	2013	4/15/14	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$23,241 \$5,206 \$6,051
24	KH	2014	4/15/15	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses	\$24,853 \$5,517 \$6,097
25	KH	2015	4/15/16	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Child Tax Credit	\$19,170 \$5,587 \$6,072 \$1,900
26	KJ	2012	4/15/13	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Child Tax Credit	\$22,962 \$5,106 \$7,958 \$600
27	KJ	2013	4/15/14	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Child Tax Credit	\$19,717 \$5,678 \$8,286 \$1,000
28	KJ	2014	4/15/15	(1) Filing Status (2) Rental Losses (3) Gifts to Charity	\$11,424 \$5,035
29	KJ	2015	4/15/16	(1) Filing Status (2) Rental Losses	\$18,451

Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
30	MK	2012	4/15/13	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$9,235 \$5,763 \$5,935
31	MK	2013	4/15/14	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses (4) Child Tax Credit	\$24,135 \$5,729 \$5,670 \$2,000
32	MK	2014	4/15/15	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$10,712 \$1,920 \$5,199
33	MK	2015	4/15/16	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses (4) Child Tax Credit	\$16,520 \$5,566 \$7,198 \$2,000
34	MK	2016	4/15/17	(1) Rental Losses (2) Child Tax Credit	\$11,149 \$2,000
35	HK	2012	4/15/13	(1) Filing Status	\$433
36	HK	2013	4/15/14	(1) Filing Status	\$582
37	HK	2014	4/15/15	(1) Filing Status	\$362
38	HK	2015	4/15/16	(1) Filing Status	\$297
39	HK	2016	4/15/17	(1) Filing Status	\$302
40	EM	2012	4/15/13	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Mortgage Insurance Premium	\$11,551 \$4,729 \$4,234 \$1,126

Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
41	EM	2013	4/15/14	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses	\$14,145 \$4,650 \$3,802
42	EM	2014	4/15/15	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Mortgage Insurance Premium	\$16,465 \$4,934 \$3,821 \$1,087
43	EM	2015	4/15/16	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses	\$19,656 \$5,338 \$6,196
44	HG	2012	4/15/13	(1) Filing Status (2) Gifts to Charity (3) Unreimbursed Employee Expenses (4) Education Credit (5) American Opportunity Credit	\$5,352 \$6,257 \$1,500 \$1,000
45	HG	2013	4/15/14	(1) Filing Status (2) Gifts to Charity (3) Unreimbursed Employee Expenses (4) Education Credit (5) American Opportunity Credit	\$4,541 \$7,699 \$1,500 \$1,000

Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
46	HG	2014	4/15/15	(1) Filing Status (2) Gifts to Charity (3) Unreimbursed Employee Expenses (4) Education Credit (5) American Opportunity Credit	\$4,421 \$5,698 \$1,500 \$1,000
47	HG	2015	4/15/16	(1) Filing Status (2) Gifts to Charity (3) Unreimbursed Employee Expenses (4) Education Credit (5) American Opportunity Credit	\$4,547 \$4,769 \$1,462 \$974
48	RN	2013	4/15/14	(1) Filing Status (2) Gifts to Charity (3) Unreimbursed Employee Expenses (4) Mortgage Insurance Premium (5) Child Tax Credit (6) Child Care Expenses	\$5,355 \$5,837 \$2,887 \$1,050 \$6,000
49	RN	2014	4/15/15	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Child Tax Credit (6) Child Care Expenses	\$13,366 \$3,851 \$5,146 \$2,500 \$6,000
50	RNN	2015	4/15/16	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses (4) Additional Child Tax Credit	\$20,559 \$5,382 \$5,682 \$2,592

Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
51	RN	2016	4/15/17	(1) Filing Status (2) Unreimbursed Employee Expenses (3) Mortgage Insurance Premium (4) Child Tax Credit	\$2,788 \$2,720 \$850
52	NN	2014	4/15/15	(1) Filing Status (2) Earned Income Credit (3) Additional Child Tax Credit (4) American Opportunity Credit	\$4,670 \$1,000 \$1,000
53	NN	2016	4/15/17	(1) Filing Status (2) Earned Income Credit	\$5,572
54	FP	2012	4/15/13	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$19,472 \$5,731 \$5,636
55	FP	2013	4/15/14	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$20,233 \$4,618 \$5,796
56	FP	2014	4/15/15	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$16,806 \$4,620 \$5,804
57	FP	2015	4/15/16	(1) Gifts to Charity	\$4,416
58	LP	2012	4/15/13	(1) Gifts to Charity (2) Unreimbursed Employee Expenses	\$5,264 \$6,704
59	LP	2013	4/15/14	(1) Gifts to Charity (2) Unreimbursed Employee Expenses	\$5,248 \$5,117

Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
60	ER	2013	4/15/14	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Child Tax Credit	\$22,075 \$7,178 \$10,298 \$1,600
61	ER	2014	4/15/15	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Child Tax Credit	\$20,234 \$6,996 \$9,381 \$1,700
62	ER	2015	4/15/16	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses (5) Mortgage Insurance Premium (6) Child Tax Credit	\$20,813 \$5,747 \$8,959 \$906 \$2,000
63	ER	2016	4/15/17	(1) Filing Status (2) Rental Losses (3) Unreimbursed Employee Expenses (4) Mortgage Insurance Premium (5) Child Tax Credit	\$19,106 \$3,008 \$4,635 \$2,000
64	LT	2013	4/15/14	(1) Filing Status (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$4,692 \$5,771
65	LT	2014	4/15/15	(1) Filing Status (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$4,719 \$5,882
66	LT	2015	4/15/16	(1) Filing Status (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$5,686 \$6,072

Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
67	ADR	2013	4/15/14	(1) Rental Losses (2) Mortgage Interest (3) Unreimbursed Employee Expenses	\$8,795 \$9,955 \$4,245
68	ADR	2014	4/15/15	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$10,734 \$5,386 \$7,019
69	ADR	2015	4/15/16	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed Employee Expenses	\$12,729 \$2,500 \$5,443
70	VR	2012	4/15/13	(1) Gifts to Charity (2) Unreimbursed Employee Expenses	\$5,901 \$5,740
71	VAR	2013	4/15/14	(1) Rental Losses (2) Mortgage Interest Paid (3) Gifts to Charity (4) Unreimbursed Employee Expenses	\$23,086 \$16,228 \$5,251 \$8,646
72	VAR	2014	4/15/15	(1) Rental Losses (2) Real Estate Taxes Paid (3) Gifts to Charity (4) Unreimbursed Employee Expenses	\$24,488 \$13,893 \$5,694 \$6,500
73	VAR	2015	4/15/16	(1) Rental Losses (2) Mortgage Interest Paid (3) Unreimbursed Employee Expenses	\$24,791 \$11,171 \$3,955

Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
74	AR	2012	4/15/13	(1) Rental Losses (2) Real Estate Taxes Paid (3) Mortgage Interest Paid (4) Gifts to Charity (5) Unreimbursed Employee Expenses	\$19,031 \$1,740 \$6,402 \$4,261 \$6,325
75	GT	2012	4/15/13	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed Employee Expenses	\$11,952 \$4,431 \$6,162
76	GT	2013	4/15/14	(1) Filing Status (2) Rental Losses (3) Mortgage Insurance Premium (4) Gifts to Charity (5) Unreimbursed Employee Expenses	\$15,919 \$3,102 \$6,864 \$5,935
77	GT	2014	4/15/15	(1) Filing Status (2) Rental Losses (3) Mortgage Insurance Premium (4) Gifts to Charity (5) Unreimbursed Employee Expenses	\$13,850 \$3,046 \$5,935 \$5,987
78	GT	2015	4/15/16	(1) Filing Status (2) Rental Losses (3) Mortgage Insurance Premium (4) Gifts to Charity (5) Unreimbursed Employee Expenses	\$12,144 \$2,988 \$6,201 \$5,997
79	GT	2016	4/15/17	(1) Filing Status	



Count	Tax-payer	Tax Year	Approx. Filing Date of Return	Nature of Fabricated and/or Inflated Item(s)	Reported Amount of Fabricated and/or Inflated Item(s)
80	EB	2012	4/15/13	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed employee expenses (4) Unreported Gross Receipts	\$18,701 \$6,319 \$5,587 \$78,212
81	EB	2013	4/15/14	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed employee expenses (4) Unreported Gross Receipts	\$22,148 \$5,920 \$5,738 \$74,960
82	EB	2014	4/15/15	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed employee expenses (4) Unreported Gross Receipts	\$20,498 \$6,416 \$5,760 \$81,550
83	EB	2015	4/15/16	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed employee expenses (4) Unreported Gross Receipts	\$15,068 \$5,931 \$5,707 \$70,765

(Title 26, United States Code, Section 7206(2).)

COUNT EIGHTY-FOUR

(Tax Evasion)

The Grand Jury further charges:

8. The allegations set forth in paragraphs 1 through 6 are repeated and realleged as if set forth fully herein.

9. From in or about tax years 2012 through 2015, EVERSLEY E. BARRETT, the defendant, prepared and filed his own tax returns. From in or about 2012 through 2015, on those tax returns, he failed to report all of Eversley Tax's gross receipts on his Schedules C; claimed false rental real estate losses on his Schedules E; and claimed false or inflated itemized deductions on his Schedules A. In addition, from in or about tax years 2014 through 2015, BARRETT failed accurately to designate his filing status, which improperly allowed him to qualify for lower tax rates.

Failure to Report All Gross Receipts for Eversley Tax

10. EVERSLEY E. BARRETT, the defendant, failed to report all of Eversley Tax's gross receipts on his Schedules C to his federal income tax returns for the tax years 2012 through 2015. For each of these tax years, BARRETT prepared tax returns for approximately 700 clients, many of whom paid for BARRETT's tax preparation services in cash. BARRETT underreported the income he received from clients on his Schedules C.

11. EVERSLEY E. BARRETT, the defendant, failed to report more than \$300,000 in gross receipts for Eversley Tax for the tax years 2012 through 2015 on his Schedules C as follows:

<u>Tax Year</u>	<u>Reported Gross Receipts</u>	<u>Additional, Unreported Gross Receipts</u>
2012	\$10,285	\$78,212
2013	\$28,950	\$74,960
2014	\$30,250	\$81,550
2015	\$35,700	\$70,765

Claims of Fabricated and/or False Rental Real Estate Losses, Unreimbursed Employee Business Expenses, Gifts to Charity and Filing Status

12. EVERSLEY E. BARRETT, the defendant, claimed various fabricated and fraudulently inflated items on his Schedules E and A to his federal income tax returns for the tax years 2012 through 2015 such as: (i) rental real estate losses; (ii) unreimbursed employee business expenses; and (iii) gifts to charity.

13. EVERSLEY E. BARRETT, the defendant, also claimed improper filing statuses on his federal income tax returns for the tax years 2014 through 2015, which improperly allowed him to qualify for lower tax rates.

14. From in or about tax years 2012 through 2015, the inclusion by EVERSLEY E. BARRETT, the defendant, of the aforementioned fabricated and inflated items on his Federal Individual Tax Returns resulted in the fraudulent reduction of his tax liabilities and/or his receipt of IRS refunds to which he was not lawfully entitled, as set forth below:

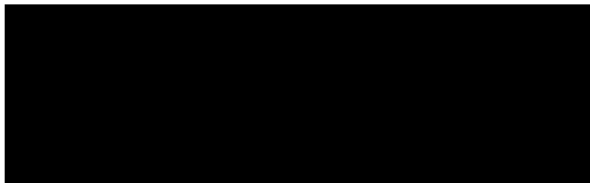
<u>Tax Year</u>	<u>Nature of Fabricated and/or Inflated Item(s)</u>	<u>Approximate Amount of Inflated/Fabricated Item</u>
2012	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed employee expenses	\$18,701 \$6,319 \$5,587
2013	(1) Rental Losses (2) Gifts to Charity (3) Unreimbursed employee expenses	\$22,148 \$5,920 \$5,738
2014	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed employee expenses	\$20,498 \$6,416 \$5,760
2015	(1) Filing Status (2) Rental Losses (3) Gifts to Charity (4) Unreimbursed employee expenses	\$15,068 \$5,931 \$5,707

Statutory Allegation

15. On or about April 15 of each of the calendar years set forth below, in the Southern District of New York, EVERSLEY BARRETT, the defendant, willfully attempted to evade and defeat a substantial part of the income tax due and owing by BARRETT to the United States, as set forth below:

<u>Tax Year</u>	<u>Reported Taxable Income</u>	<u>Corrected Taxable Income</u>	<u>Reported Tax Due</u>	<u>Correct Tax Due</u>
2012	\$57,632	\$140,349	\$9,083	\$34,064
2013 as amended	\$58,170	\$156,297	\$9,253	\$40,503
2014	\$74,075	\$176,893	\$13,108	\$49,436
2015	\$82,395	\$161,450	\$15,209	\$43,754

(Title 26, United States Code, Section 7201.)



FOREPERSON

Geoffrey S. Berman  
GEOFFREY S. BERMAN  
United States Attorney