



**U.S. Department of Justice
U.S. Attorney's Office
Western District of Texas**

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FOR IMMEDIATE RELEASE

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**IRS AGENT ARRESTED FOR UNAUTHORIZED ACCESS TO PERSONAL AND
BUSINESS TAX ACCOUNTS**

(*San Antonio, TX*), U.S. Attorney Johnny Sutton announced today that **IRS Revenue Officer Daniel M. Carlin** was arrested in San Antonio, Texas, and appeared before United States Magistrate Judge John Primomo, on charges of illegally using Internal Revenue Service computers to access the tax accounts of individuals with whom he had a personal or financial interest when he did not have an official reason for the computer accesses.

Defendant CARLIN made a total of 1,454 unauthorized accesses during the time period January 16, 1997, through April 25, 2002, to the personal and business accounts of Jose Louis Gonzales, Franciso Jorge, and Barbara Jorge-Warwas in violation of Title 18 USC 1030(a)(2).

The Taxpayer Browsing Protection Act of 1997 defined the statutory rules governing unauthorized access or inspection of taxpayer records by IRS employees. The IRS policy on access to taxpayer information states that employees are only allowed access to paper and electronic records when the information is needed to carry out their tax administration duties. Additionally, employees are not allowed to access taxpayer records when their involvement in a tax matter could cause a possible conflict of interest, or when they have a personal relationship or an outside business relationship that could raise questions about their impartiality in handling the tax matter.

An affidavit in support of the complaint alleges that defendant CARLIN received a total of \$5,000 from Jose Louis Gonzales as fees, compensation and reward, other than prescribed by law, for providing unauthorized tax information. CARLIN acknowledged receiving money from Gonzales, but claims the money was for donations to support sporting teams CARLIN was affiliated with, although he was unable to produce receipts or documentation for the expenditures. The affidavit further alleges that CARLIN was at one time romantically involved with Jorge-Warwas and that CARLIN and Jorge are known social friends.

Today's arrest is the result of the investigative effort of the U.S. Treasury Inspector General for Tax Administration Office (TIGTA). The primary purpose of TIGTA is to maintain the integrity of the Internal Revenue Service. This case is being prosecuted by Assistant United States Attorney Bill Harris.

An arrest and criminal complaint are formal accusations of criminal conduct, not evidence of guilt. Defendants are presumed innocent unless and until convicted through due process of law.

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