

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY:  COMPLAINT  INFORMATION  INDICTMENT  SUPERSEDING

OFFENSE CHARGED

26 USC § 7206(1) - Filing False Tax Returns

- Petty
 Minor
 Misdemeanor
 Felony

PENALTY:

26 USC § 7206(1) - 3 yrs impris., \$250,000 fine, 1 yrs sup. release, \$100 spec. assess.;

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

INTERNAL REVENUE SERVICE

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCP 20, 21 or 40. Show District

this is a reprosecution of charges previously dismissed which were dismissed on motion of:

SHOW DOCKET NO.

U.S. Att'y  Defense

this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person Furnishing Information on JOSEPH P. RUSSONIELLO THIS FORM

U.S. Att'y  Other U.S. Agency

Name of Asst. U.S. Att'y (if assigned) THOMAS MOORE, AUSA, TAX DIV.

Name of District Court, and/or Judge/Magistrate Location NORTHERN DISTRICT OF CALIFORNIA OAKLAND

DEFENDANT - U.S.

CR 08 DIG. ROBERT CARRETT

DISTRICT COURT NUMBER

0678

DLJ

DEFENDANT

IS NOT IN CUSTODY

- 1)  Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges
2)  Is a Fugitive
3)  Is on Bail or Release from (show District)

NORTHERN DISTRICT OF CALIFORNIA

IS IN CUSTODY

- 4)  On this charge
5)  On another conviction
6)  Awaiting trial on other charges }  Fed'l  State

If answer to (6) is "Yes", show name of institution

Has detainer been filed?  Yes  No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY

This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

SUMMONS  NO PROCESS\*  WARRANT Bail Amount:

If Summons, complete following:

Arraignment  Initial Appearance

Defendant Address:

\*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

FILED  
08 SEP 29 AM 11:34  
RICHARD W. FILE-AMBI  
CLERK U.S. DIST. COURT  
NORTHERN DISTRICT OF CALIF.

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JOSEPH P. RUSSONIELLO  
United States Attorney

**E-filing**

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

**DLJ**

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
DIGNA ROLDAN GARRETT,  
Defendant.

**CR 08 CR- 0678**

VIOLATIONS: 26 U.S.C. § 7206(1)-  
Filing False Tax Returns  
(Five Counts)  
OAKLAND VENUE

INFORMATION

The United States Attorney charges:

COUNT ONE: (26 U.S.C. § 7206(1))

On or about March 15, 2003, in the Northern District of California, the defendant,  
DIGNA ROLDAN GARRETT,  
then resident of Hayward, California, did willfully and knowingly make and subscribe a U.S.  
Corporate Income Tax Return Form 1120 for the calendar year 2002, which was filed with the  
Internal Revenue Service and verified by the defendant in a written declaration that it was made  
under the penalties of perjury, which income tax return she did not believe to be true and correct  
as to every material matter in that said defendant reported gross receipts from Friendly Available  
Service Today Corporation ("FAST") of \$48,137 whereas, defendant then and there well knew  
and believed, the gross receipts of FAST were substantially in excess of that reported on the

1 corporate tax return.

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

3 COUNT TWO: (26 U.S.C. § 7206(1))

4 On or about May 5, 2004, in the Northern District of California, the defendant,

5 DIGNA ROLDAN GARRETT,

6 then resident of Hayward, California, did willfully and knowingly make and subscribe a U.S.

7 Corporate Income Tax Return Form 1120S for the calendar year 2003, which was filed with the

8 Internal Revenue Service and verified by the defendant in a written declaration that it was made

9 under the penalties of perjury, which income tax return she did not believe to be true and correct

10 as to every material matter in that said defendant reported gross receipts from FAST of \$102,622

11 whereas, defendant then and there well knew and believed, the gross receipts of FAST were

12 substantially in excess of that reported on the corporate tax return.

13 In violation of Title 26, United States Code, Section 7206(1).

14 COUNT THREE: (26 U.S.C. § 7206(1))

15 On or about September 15, 2005 in the Northern District of California, the defendant,

16 DIGNA ROLDAN GARRETT,

17 then resident of Hayward, California, did willfully and knowingly make and subscribe a U.S.

18 Corporate Income Tax Return Form 1120S for the calendar year 2004, which was filed with the

19 Internal Revenue Service and verified by the defendant in a written declaration that it was made

20 under the penalties of perjury, which income tax return she did not believe to be true and correct

21 as to every material matter in that said defendant reported gross receipts from FAST of \$122,312

22 whereas, defendant then and there well knew and believed, the gross receipts of FAST were

23 substantially in excess of that reported on the corporate tax return.

24 In violation of Title 26, United States Code, Section 7206(1).

25 COUNT FOUR: (26 U.S.C. § 7206(1))

26 On or about May 11, 2004, in the Northern District of California, the defendant,

27 DIGNA ROLDAN GARRETT,

28 then resident of Hayward, California, did willfully and knowingly make and subscribe a U.S.

1 Individual Income Tax Return Form 1040 for the calendar year 2003, which was filed with the  
2 Internal Revenue Service and verified by the defendant in a written declaration that it was made  
3 under the penalties of perjury, which income tax return she did not believe to be true and correct  
4 as to every material matter in that said defendant reported income of \$15,523 whereas, defendant  
5 then and there well knew and believed her income was substantially in excess of that reported on  
6 the individual tax return.

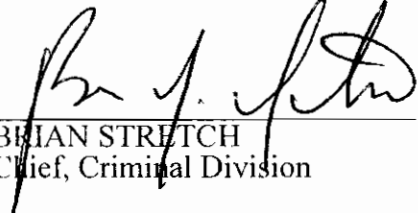
7 In violation of Title 26, United States Code, Section 7206(1).

8 **COUNT FIVE:** (26 U.S.C. § 7206(1))

9 On or about October 12, 2005, in the Northern District of California, the defendant,  
10 **DIGNA ROLDAN GARRETT,**  
11 then resident of Hayward, California, did willfully and knowingly make and subscribe a U.S.  
12 Individual Income Tax Return Form 1040 for the calendar year 2004, which was filed with the  
13 Internal Revenue Service and verified by the defendant in a written declaration that it was made  
14 under the penalties of perjury, which income tax return she did not believe to be true and correct  
15 as to every material matter in that said defendant reported income of \$8,605 whereas, defendant  
16 then and there well knew and believed her income was substantially in excess of that reported on  
17 the individual tax return.

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

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20 JOSEPH P. RUSSONIELLO  
UNITED STATES ATTORNEY

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23 BRIAN STRETCH  
Chief, Criminal Division

22 Dated: 6-24-08

24 Approved as to Form

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26   
27 THOMAS MOORE  
Assistant United States Attorney