

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

THE UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil No. 3:16-cv-00373-MGL
	)	
CHRISTOPHER PAUL HAYNES, d/b/a	)	
LIBERTY TAX SERVICE,	)	
	)	
Defendant.	)	

**ORDER OF PERMANENT INJUNCTION**

Plaintiff, United States of America, and Defendant Christopher Paul Haynes d/b/a/ Liberty Tax Service, (“the Parties”) have jointly moved the Court for approval of a Stipulation for Final Judgment of Permanent Injunction.

**NOW, THEREFORE**, it is accordingly **ORDERED** that the Joint Motion is **GRANTED** and the Stipulation of the parties is **APPROVED**.

In accordance with the Stipulation of the parties, **IT IS FURTHER ORDERED** that:

1. This Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1340 and 1345, and 26 U.S.C. §§ 7402(a), 7407(b) and 7408 of the Internal Revenue Code (“I.R.C.”).
2. Pursuant to I.R.C. §§ 7402, 7407, and 7408, Defendant Christopher Paul Haynes, d/b/a Liberty Tax Service, is **HEREBY PERMANENTLY ENJOINED** from directly or indirectly, by use of any means or instrumentalities:
  - A. Acting as a federal tax return preparer, supervising, managing or employing federal tax return preparers or requesting, assisting with, or directing the preparation or filing of federal tax returns or amended returns (or other related tax forms or documents)

for any person or entity other than preparing Haynes' own personal tax return (including a married filing jointly return with his spouse);

B. Assisting, participating, or acting in concert with, any of Haynes' representatives, agents, servants, employees and anyone in active concert or participation with them in the preparation or filing of federal tax returns, amended returns, or other related tax documents or forms for any person or entity other than himself (including a married filing jointly return with his spouse);

C. Filing, providing forms for, or otherwise aiding and abetting the filing of IRS Forms 1040, 1040X, 8867, 8863, Schedule C, or any other IRS forms containing false or fabricated information;

D. Advising taxpayers to violate internal revenue laws or unlawfully evade the assessment or collection of their federal tax liabilities, including the misuse of IRS Forms 1040, 1040X, Schedule C, or other IRS forms by inputting false or fabricated information;

E. Owning, managing, controlling, working for, investing in, profiting from, or volunteering for any business or entity engaged in tax-return-preparation, except that:

i. To divest himself from the tax-return-preparation business, Haynes may sell his three Liberty Tax Service offices (located at (a) 4058 West Beltline Blvd., Columbia, SC, (b) 599 St. Andrews Rd., Columbia, SC and (c) 2700 Broad River Rd., Columbia, SC) and/or his Liberty Tax Service Chattanooga DMA; provided that:

1. any sale shall close within one hundred fifty-three (153) days of the date of the court's entry of the injunction order;

2. the purchaser is not a current or former employee of Haynes or his businesses, or a family member of Haynes;

3. the proceeds from any sale are not tied in any way to the profitability of the business(es) in any future year and/or the number of tax returns prepared by the business(es) in any future year;

ii. Haynes is not prohibited from pursuing legal claims against JTH Tax, Inc. (or its affiliates, successors and assigns) related to his franchise agreements and other agreements with JTH Tax, Inc. or from recovering damages (or settlement proceeds) that flow from the legal claims he might pursue against JTH Tax, Inc.;

F. Seeking permission or authorization (or helping or soliciting others to seek permission or authorization) to file tax returns with an IRS Preparer Tax Identification Number (“PTIN”) and/or IRS Electronic Filing Identification Number (“EFIN”), or any other IRS service or program by which one prepares or files tax returns;

G. Using, maintaining, renewing, obtaining, transferring, selling, or assigning any PTIN(s) and EFIN(s);

H. Representing anyone other than himself before the IRS;

I. Engaging in conduct designed or intended to, or having the effect of, obstructing or delaying an IRS investigation or audit; and

J. Engaging in any other conduct that is subject to penalty under the Internal Revenue Code, or that interferes with the proper administration and enforcement of the internal revenue laws.

**IT IS FURTHER ORDERED** that Haynes is **PERMANENTLY ENJOINED** from using, maintaining, renewing, obtaining, transferring, selling, or assigning any PTIN(s) and EFIN(s).

**IT IS FURTHER ORDERED** that Haynes shall surrender any existing PTIN(s) or EFIN(s) registered in his name or in any name used for any purpose by him.

**IT IS FURTHER ORDERED** that Haynes shall produce to counsel for the United States a list identifying (by name, address, e-mail address, phone number, and Social Security or other tax identification number) all of the customers who, for any of the tax years 2010 to the present, have used the services of Haynes or his businesses as they are known under any of their names, including but not limited to Liberty Tax Service, to the extent such a list is in his possession, custody or control and has not already been provided to the United States.

**IT IS FURTHER ORDERED** that the United States may conduct post-judgment discovery, in accordance with the Federal Rules of Civil Procedure, for the purpose of monitoring good faith compliance with the Injunction.

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

**IT IS FURTHER ORDERED** that this action is hereby dismissed with prejudice.

**IT IS SO ORDERED.**

s/Mary Geiger Lewis  
MARY GEIGER LEWIS  
UNITED STATES DISTRICT JUDGE

Columbia, South Carolina  
October 27, 2016