

FILED
VANESSA L. ARMSTRONG

AUG 17 2016

U.S. DISTRICT COURT
WEST'N. DIST. KENTUCKY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT LOUISVILLE

UNITED STATES OF AMERICA

INDICTMENT

v.

NO. 3:16-cr-94-CRS
26 U.S.C. § 7201
26 U.S.C. § 7203

LAWRENCE P. TATEM

The Grand Jury charges:

COUNT 1
(Evasion of Payment of Tax)

On or about and between August 18, 2009, and June 16, 2014, in the Western District of Kentucky, Jefferson County, Kentucky, and elsewhere, the defendant, **LAWRENCE P. TATEM**, did willfully attempt to evade and defeat the payment of a large part of the federal income tax, penalties, and interest due and owing by him to the United States of America, for the calendar years 2002 through 2004, totaling approximately \$533,498, by concealing his assets; by changing the names and locations of his rehabilitation businesses; by placing his businesses in the names of nominees J.S., D.R., and M.Z.; by closing bank accounts at Republic Bank after the Internal Revenue Service attempted to levy funds from the accounts, and opening new bank accounts at Chase Bank under different names; and by operating in cash without keeping proper records of cash transactions.

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

The Grand Jury further charges:

COUNT 2
(Willful Failure to File Tax Return)

During the calendar year 2010, the defendant, **LAWRENCE P. TATEM**, who was a resident of Jefferson County, Kentucky, in the Western District of Kentucky, had and received gross income of approximately \$252,860. By reason of such gross income, he was required by law, following the close of the calendar year 2010, and on or before April 15, 2011, to make an income tax return to the Internal Revenue Service Center, at Austin, Texas, to a person assigned to receive returns at the local office of the Internal Revenue Service at Austin, Texas, or to another Internal Revenue Service office permitted by the Commissioner of Internal Revenue, stating specifically the items of his gross income and any deductions and credits to which he was entitled. Well knowing and believing all of the foregoing, he did willfully fail, on or about April 15, 2011, in the Western District of Kentucky, Jefferson County, Kentucky, and elsewhere, to make an income tax return.

In violation of Title 26, United States Code, Section 7203.

The Grand Jury further charges:

COUNT 3
(Willful Failure to File Tax Return)

During the calendar year 2011, the defendant, **LAWRENCE P. TATEM**, who was a resident of Jefferson County, Kentucky, in the Western District of Kentucky, had and received gross income of approximately \$45,353. By reason of such gross income, he was required by law, following the close of the calendar year 2011, and on or before April 15, 2012, to make an income tax return to the Internal Revenue Service Center, at Kansas City, Missouri, to a person

assigned to receive returns at the local office of the Internal Revenue Service at Kansas City, Missouri, or to another Internal Revenue Service office permitted by the Commissioner of Internal Revenue, stating specifically the items of his gross income and any deductions and credits to which he was entitled. Well knowing and believing all of the foregoing, he did willfully fail, on or about April 15, 2012, in the Western District of Kentucky, Jefferson County, Kentucky, and elsewhere, to make an income tax return.

In violation of Title 26, United States Code, Section 7203.

The Grand Jury further charges:

COUNT 4
(Willful Failure to File Tax Return)

During the calendar year 2012, the defendant, **LAWRENCE P. TATEM**, who was a resident of Jefferson County, Kentucky, in the Western District of Kentucky, had and received gross income of approximately \$199,067. By reason of such gross income, he was required by law, following the close of the calendar year 2012, and on or before April 15, 2013, to make an income tax return to the Internal Revenue Service Center, at Kansas City, Missouri, to a person assigned to receive returns at the local office of the Internal Revenue Service at Kansas City, Missouri, or to another Internal Revenue Service office permitted by the Commissioner of Internal Revenue, stating specifically the items of his gross income and any deductions and credits to which he was entitled. Well knowing and believing all of the foregoing, he did willfully fail, on or about April 15, 2013, in the Western District of Kentucky, Jefferson County, Kentucky, and elsewhere, to make an income tax return.

In violation of Title 26, United States Code, Section 7203.

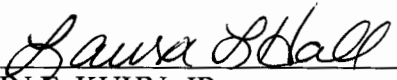
The Grand Jury further charges:

COUNT 5
(Willful Failure to File Tax Return)

During the calendar year 2013, the defendant, **LAWRENCE P. TATEM**, who was a resident of Jefferson County, Kentucky, in the Western District of Kentucky, had and received gross income of approximately \$120,994. By reason of such gross income, he was required by law, following the close of the calendar year 2013, and on or before April 15, 2014, to make an income tax return to the Internal Revenue Service Center, at Kansas City, Missouri, to a person assigned to receive returns at the local office of the Internal Revenue Service at Kansas City, Missouri, or to another Internal Revenue Service office permitted by the Commissioner of Internal Revenue, stating specifically the items of his gross income and any deductions and credits to which he was entitled. Well knowing and believing all of the foregoing, he did willfully fail, on or about April 15, 2014, in the Western District of Kentucky, Jefferson County, Kentucky, and elsewhere, to make an income tax return.

In violation of Title 26, United States Code, Section 7203.

A TRUE BILL.



JOHN E. KUHN, JR.
UNITED STATES ATTORNEY

JEK:AEG

UNITED STATES OF AMERICA v. LAWRENCE P. TATEM

PENALTIES

Count 1: NM 5 yrs./\$100,000/both/NM 3 yrs. Supervised Release
Counts 2-5: NM 1 yr./\$25,000/both/NM 1 yr. Supervised Release (each count)

NOTICE

ANY PERSON CONVICTED OF AN OFFENSE AGAINST THE UNITED STATES SHALL BE SUBJECT TO SPECIAL ASSESSMENTS, FINES, RESTITUTION & COSTS.

SPECIAL ASSESSMENTS

18 U.S.C. § 3013 requires that a special assessment shall be imposed for each count of a conviction of offenses committed after November 11, 1984, as follows:

Misdemeanor:	\$ 25 per count/individual	Felony:	\$100 per count/individual
	\$125 per count/other		\$400 per count/other

FINES

In addition to any of the above assessments, you may also be sentenced to pay a fine. Such fine is due immediately unless the court issues an order requiring payment by a date certain or sets out an installment schedule. You shall provide the United States Attorney's Office with a current mailing address for the entire period that any part of the fine remains unpaid, or you may be held in contempt of court. 18 U.S.C. § 3571, 3572, 3611, 3612

Failure to pay fine as ordered may subject you to the following:

1. **INTEREST** and **PENALTIES** as applicable by law according to last date of offense.

For offenses occurring after December 12, 1987:

No **INTEREST** will accrue on fines under \$2,500.00.

INTEREST will accrue according to the Federal Civil Post-Judgment Interest Rate in effect at the time of sentencing. This rate changes monthly. Interest accrues from the first business day following the two week period after the date a fine is imposed.

PENALTIES of:

10% of fine balance if payment more than 30 days late.

15% of fine balance if payment more than 90 days late.

2. Recordation of a **LIEN** shall have the same force and effect as a tax lien.
3. Continuous **GARNISHMENT** may apply until your fine is paid.

18 U.S.C. §§ 3612, 3613

If you **WILLFULLY** refuse to pay your fine, you shall be subject to an **ADDITIONAL FINE** of not more than the greater of \$10,000 or twice the unpaid balance of the fine; or **IMPRISONMENT** for not more than 1 year or both. 18 U.S.C. § 3615

RESTITUTION

If you are convicted of an offense under Title 18, U.S.C., or under certain air piracy offenses, you may also be ordered to make restitution to any victim of the offense, in addition to, or in lieu of any other penalty authorized by law. 18 U.S.C. § 3663

APPEAL

If you appeal your conviction and the sentence to pay your fine is stayed pending appeal, the court shall require:

1. That you deposit the entire fine amount (or the amount due under an installment schedule during the time of your appeal) in an escrow account with the U.S. District Court Clerk, or
2. Give bond for payment thereof.

18 U.S.C. § 3572(g)

PAYMENTS

If you are ordered to make payments to the U.S. District Court Clerk's Office, certified checks or money orders should be made payable to the Clerk, U.S. District Court and delivered to the appropriate division office listed below:

LOUISVILLE: Clerk, U.S. District Court
106 Gene Snyder U.S. Courthouse
601 West Broadway
Louisville, KY 40202
502/625-3500

BOWLING GREEN: Clerk, U.S. District Court
120 Federal Building
241 East Main Street
Bowling Green, KY 42101
270/393-2500

OWENSBORO: Clerk, U.S. District Court
126 Federal Building
423 Frederica
Owensboro, KY 42301
270/689-4400

PADUCAH: Clerk, U.S. District Court
127 Federal Building
501 Broadway
Paducah, KY 42001
270/415-6400

If the court finds that you have the present ability to pay, an order may direct imprisonment until payment is made.

FORM DBD-34
JUN.85

No.

UNITED STATES DISTRICT COURT

Western District of Kentucky
Louisville Division

THE UNITED STATES OF AMERICA

vs.

LAWRENCE P. TATEM

INDICTMENT

Title 26 U.S.C. §§ 7201; 7203:

**Evasion of Payment of Tax; Willful Failure to
File Tax Returns.**

A true bill

in

Filed in open court this 17th day, of August A.D. 2016.

Clerk

Bail, \$

FILED
VANESSA L. ARMSTRONG

AUG 17 2016

U.S. DISTRICT COURT
WEST'N. DIST. KENTUCKY