

JUL 22, 2008

STEVEN M. LARIMORE  
CLERK U.S. DIST. CT.  
S. D. OF FLA. - MIAMI

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

Case No. **08-20676-CR-JORDAN/McALILEY**  
26 U.S.C. § 7201

UNITED STATES OF AMERICA

vs.

CARLOS DE CESPEDES  
and  
JORGE DE CESPEDES,  
Defendants.

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INFORMATION

The United States Attorney for the Southern District of Florida charges that:

COUNT 1

On or about the dates set forth below, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendant,

CARLOS DE CESPEDES,

a resident of Miami, Florida, who during calendar years 2001, 2002, and 2003 was married, did willfully attempt to evade and defeat a substantial part of the income tax due and owing by him and his spouse to the United States of America for each of calendar years 2001, 2002, and 2003, by preparing and causing to be prepared, and by signing and causing to be signed, false and fraudulent joint U.S. Individual Income Tax Returns, Form 1040, on behalf of himself and his spouse, which were filed with the Internal Revenue Service, wherein it was stated that their joint taxable income and the amount of tax due and owing thereon for each of calendar years 2001, 2002, and 2003 was as set forth below, whereas, as he then and there well knew and believed, their joint taxable income

each calendar year was substantially in excess of the amounts as set forth below, and that upon said additional joint taxable income, a substantial additional tax was due and owing to the United States of America as set forth below:

DATE RETURN SIGNED	TAX YEAR	REPORTED TAXABLE INCOME	REPORTED TOTAL TAX	UNREPORTED TAXABLE INCOME	TAX DUE AND OWING
10/10/02	2001	\$16,258,226	\$6,333,421	\$2,286,199.00	\$893,904.00
10/13/03	2002	\$20,412,964	\$7,850,121	\$4,858,147.00	\$1,875,245.00
12/29/04	2003	\$22,594,837	\$7,872,415	\$3,751,750.00	\$1,313,113.00

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

**COUNT 2**

On or about the dates set forth below, in Miami-Dade County, in the Southern District of Florida, and elsewhere, the defendant,

JORGE DE CESPEDES,

a resident of Miami, Florida, who during calendar years 2001, 2002, and 2003 was married, did willfully attempt to evade and defeat a substantial part of the income tax due and owing by him and his spouse to the United States of America for each of calendar years 2001, 2002, and 2003, by preparing and causing to be prepared, and by signing and causing to be signed, false and fraudulent joint U.S. Individual Income Tax Returns, Form 1040, on behalf of himself and his spouse, which were filed with the Internal Revenue Service, wherein it was stated that their joint taxable income and the amount of tax due and owing thereon for each of calendar years 2001, 2002, and 2003 was as set forth below, whereas, as he then and there well knew and believed, their joint taxable income each calendar year was substantially in excess of the amounts as set forth below, and that upon said

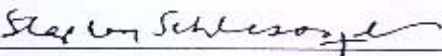
additional joint taxable income, a substantial additional tax was due and owing to the United States of America as set forth below:

DATE RETURN SIGNED	TAX YEAR	REPORTED TAXABLE INCOME	REPORTED TOTAL TAX	UNREPORTED TAXABLE INCOME	TAX DUE AND OWING
10/09/02	2001	\$16,277,543	\$6,338,211	\$2,286,199.00	\$893,903.00
10/13/03	2002	\$20,441,340	\$7,861,170	\$4,858,147.00	\$1,875,231.00
12/30/04	2003	\$22,710,158	\$7,894,153	\$3,751,750.00	\$1,313,113.00

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

  
for R. ALEXANDER ACOSTA  
UNITED STATES ATTORNEY

  
THOMAS J. MULVIHILL  
SENIOR LITIGATION COUNSEL

  
STEPHEN SCHLESSINGER  
ASSISTANT UNITED STATES ATTORNEY