

STATE OF WISCONSIN

CIRCUIT COURT
CRIMINAL DIVISION

MILWAUKEE COUNTY

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CRIMINAL COMPLAINT

STATE OF WISCONSIN

DA Case No.: 2016ML006543

vs.

Plaintiff,

Complaining Witness:

DET. MICHAEL CHAPERON

Rogers, Thomas L Sr
2737 South 70th Street
Milwaukee, WI 53219
DOB: 06/04/1949

Court Case No.: 16CM949

Defendant,

THE ABOVE NAMED COMPLAINING WITNESS BEING DULY SWORN, ON INFORMATION AND BELIEF STATES THAT:

Count 1: FAIL/FILE INCOME TAX RETURN

The above-named defendant on or about April 15, 2013, at 2737 S. 70th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, the defendant, being a person required to file a return of his income for the taxable year ending December 31, 2012, did willfully fail to file such return at the time required by law, on or before April 15, 2013, contrary to sec. 71.83(2)(a)1, Wis. Stats., contrary to sec. 71.83(2)(a)1, Wis. Stats.

Upon conviction for this offense, a Misdemeanor, the defendant Upon conviction for this offense, a Class A Misdemeanor, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both..

Count 2: FAIL/FILE INCOME TAX RETURN

The above-named defendant on or about April 15, 2014, at 2737 S. 70th Street, in the City of Milwaukee, Milwaukee County, Wisconsin, the defendant, being a person required to file a return of his income for the taxable year ending December 31, 2013, did willfully fail to file such return at the time required by law, on or before April 15, 2014, contrary to sec. 71.83(2)(a)1, Wis. Stats., contrary to sec. 71.83(2)(a)1, Wis. Stats.

Upon conviction for this offense, a Misdemeanor, the defendant Upon conviction for this offense, a Class A Misdemeanor, the defendant may be fined not more than Ten Thousand Dollars (\$10,000), or imprisoned not more than nine (9) months, or both..

Complainant is a law enforcement officer employed by the Milwaukee Police Department, and bases this complaint on information and belief and on official reports prepared by Detective Craig Ellis which are of the kind that complainant has used in the past and found to be accurate and reliable and which complainant knows are prepared in the regular course of that department's business.

Those reports reveal that Department of Revenue Special Agent Vern Barnes became involved in an investigation involving the failure to file Wisconsin income tax returns by the defendant.

Those reports also indicate that Kathleen Henry, Custodian of Files, at the Wisconsin Department of Revenue, certified on June 8, 2015, she had made a diligent examination of the records of her office, and no Wisconsin income tax returns for the years 2012 and 2013 were on record for the defendant. The complainant further indicates that Section 71.03 Wisconsin Statutes requires that an individual file and income tax return with the State of Wisconsin on or before April 15 following the close of the previous year if the person was a full year resident earning a minimum gross income of \$10,460 in 2012 and \$10,630 in 2013 as a single person. Extensions to file a tax return may be obtained. However, the request for an extension is required to be filed no later than October 15, following the close of the prior year. No requests for extension are on file from the defendant with the Department of Revenue.

Agent Barnes reviewed bank records obtained pursuant to subpoena which show the defendant making various deposits into his, the defendant's, bank account at Associated Bank totaling over \$125,000 in 2012 and over \$550,000 in 2013. Additionally, Agent Barnes interviewed Tim Purcell of Paul Davis Restoration and Remodeling Corp. located at 2000 S. 4th Street in Milwaukee. Mr. Purcell stated that he has subcontracted out to the defendant for approximately 15 years. Mr. Purcell stated that the defendant always provided an invoice for services provided and he gave copies of the invoices for payments made to the defendant for 2012 and 2013. Payments from Paul Davis alone for 2012 and 2013 to defendant exceed \$11,000.

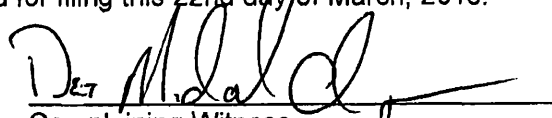
Agent Barnes further indicated that the defendant had been notified by officials from the Wisconsin Department of Revenue of his responsibility to file income tax returns. There are not tax returns on file from the defendant for the last 24 years. The defendant received 25 letters from May, 2014 through April, 2015 from the Department of Revenue regarding his income tax filings and liabilities. In phone call conversations with the Department of Revenue, the defendant stated that he had no filing requirements from 2007 onward and that he is only a babysitter that helps out friends.

Complainant states that the Department of Revenue estimates that the defendant's tax liability for 2012 and 2013 is estimated to be \$18,268 to date. Complainant further states that the defendant resided in the City and County of Milwaukee, State of Wisconsin in 2012 and 2013.

****End of Complaint****

Subscribed and sworn to before me and approved for filing this 22nd day of March, 2016.


James C. Griffin
Assistant District Attorney
1022152


Complaining Witness

