



Department of Treasury  
Internal Revenue Service

[REDACTED]

[REDACTED]

Notice	CP94
Tax period	[REDACTED]
Notice date	[REDACTED]
Taxpayer ID number	[REDACTED]
To contact us	[REDACTED]

Page 1 of 6

You have unpaid taxes for tax period ending [REDACTED]

**Amount due: \$** [REDACTED]

We assess and collect court ordered criminal restitution payments.

The amount due is based on the amount of criminal restitution you were ordered, or agreed to pay to the IRS.

You must still pay the restitution payments directly to the court. The court will send us those payments and we will apply your payment against the amount of the criminal restitution assessment.

We only collect the amount due plus any accrued interest and penalty charges.

### Billing Summary

#### Restitution assessment

Tax	\$ [REDACTED]
Fraud penalty	[REDACTED]
Fraudulent failure-to-file penalty	
Accuracy related penalty	
Civil penalty	
Failure-to-file penalty	
Failure-to-pay penalty	
Failure-to-pay estimated tax penalty	
<b><u>Other penalties, interest, and prior assessments</u></b>	
Prior balance	
Dishonored payment penalty	
Missing TIN penalty	
Failure-to-file penalty	
Failure-to-pay penalty	
Failure-to-pay estimated tax penalty	
Interest charges	
Any penalty abatement	
Payments	
<b>Amount due by</b>	<b>\$ [REDACTED]</b>

### What you need to do immediately

#### Pay immediately

- Send the amount due of \$ [REDACTED] by [REDACTED], to avoid additional penalty and interest charges.
- If you can't pay in full, you must meet the court-ordered payment schedule. You may send in extra payments to reduce interest and penalty charges.
- Pay directly to the court and include a copy of this notice if you pay more than the required amount.
- Keep a copy of your payment for your records.

If you've already paid your balance in full within the past 21 days, please disregard this notice.

### If we don't hear from you

- If you don't pay \$ [REDACTED] by [REDACTED], interest will increase and additional penalties may apply.

Notice	CP94
Tax period	[REDACTED]
Notice date	[REDACTED]
Taxpayer ID number	[REDACTED]
Page 2 of 6	

<b>Penalties</b>	We are required by law to charge any applicable penalties.	
<b>Fraud</b>	<p>Description</p> <p><b>Total fraud</b></p> <p>We charged a penalty for fraud. The penalty is 75% of the tax you didn't pay due to fraud (50% of the tax you didn't pay due to fraud on returns required to be filed before January 1, 1987, not including extensions). For tax you didn't pay due to fraud on returns required to be filed before January 1, 1989, the penalty includes an additional 50% of the interest charged on the part of your underpayment due to fraud. This additional interest charge is a penalty and you can't deduct it from your federal taxes. (Internal Revenue Code section 6663)</p>	<p>Amount</p> <p>\$ [REDACTED]</p>
<b>Failure-to-file</b>	<p>Description</p> <p><b>Total failure-to-file</b></p> <p>When you file your tax return after the due date, we charge a penalty of up to 5% of the unpaid tax per month for no more than 5 months or up to 25% of the unpaid amount. If the return is more than 60 days late, we may charge the minimum of \$100 or 100% of the unpaid tax, whichever is less, for tax returns due before December 31, 2008. We count part of a month as a full month. (Internal Revenue Code section 6651)</p>	<p>Amount</p> <p>\$</p>
<b>Failure-to-pay</b>	<p>Description</p> <p><b>Total failure-to-pay</b></p> <p>When you pay tax after the due date, we charge a penalty on the unpaid amount for each month (or fraction of a month) the tax remains unpaid. The penalty is generally 0.5% of the unpaid amount, however, the penalty increases to 1% for any amount that remains unpaid 10 days after we notify you of our intent to levy certain assets. We can decrease the penalty to 0.25% for any month during which you have an approved installment agreement to pay this tax, provided you filed your return on time. The maximum penalty we can charge for paying late is 25%</p> <p>For the purpose of computing this penalty, tax shown on your return (or on a return prepared under IRC 6020(b)) is due on the return due date without regard to any extension of time to file. Tax not shown on a return is due within 10 business days after we give notice and demand for payment of the tax (within 21 calendar days if the total amount due shown in the notice is less than \$100,000).</p>	<p>Amount</p> <p>\$</p>

Penalties—continued

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**Fraudulent Late Filing Penalty**

Description	Amount
<b>Total failure to file</b>	<b>\$</b>

The law allows us to increase the penalty for filing late if you didn't file on time because of fraud. The penalty is 15% of the amount of tax you should have reported on your tax return and an additional 15% for each additional month or part of a month you didn't file your return. The total penalty may not be more than 75% of the tax you didn't pay. (Internal Revenue Code section 6651(f))

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**Dishonored payment penalty**

Description	Amount
<b>Total failure to file</b>	<b>\$</b>

We charged you a penalty because your bank did not honor your check or other form of payment. For checks or other forms of payment of \$1,250 or more, the penalty is 2% of the check or other form of payment. For checks or other forms of payment of less than \$1,250, the penalty is the amount of the check or other form of payment, or \$25, whichever is less. (Internal Revenue Code section 6657)

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**Missing Taxpayer Identification Number (TIN) Penalty**

Description	Amount
Total missing TIN penalty	\$

We charge a penalty when you don't provide a Social Security number (SSN) for yourself, your dependent, or another person. We also charge a penalty when you don't provide your own SSN to another person, or if you don't include your employer identification number on an information return.

The penalty is \$5 for each missing TIN the law requires on returns and statements due by December 31, 1989. The penalty is \$50 for each missing TIN the law requires on returns and statements due after December 31, 1989.

For all missing TINs in any calendar year, the penalty can't be more than \$100,000. (Internal Revenue Code section 6721)

Notice	CP94
Tax period	[REDACTED]
Notice date	[REDACTED]
Taxpayer ID number	[REDACTED]

Page 4 of 6

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Penalties—continued

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**Accuracy-Related Penalty on Underpayments**

We charged you a penalty under IRC section 6662, Imposition of Accuracy-Related Penalty on Underpayments. For returns due after December 31, 1989:

- the penalty is 20% of the portion of the underpayment due to negligence or a disregard of rules or regulations, a substantial understatement of income tax, a substantial valuation misstatement, a substantial overstatement of pension liabilities and/or a substantial estate or gift tax valuation understatement.
- the penalty is 40% of the portion of the underpayment due to a gross valuation misstatement under IRC section 6662(h).

For further details and for penalty explanations relating to returns due before January 1, 1990, see the examining agent's report previously issued.

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**Removal or reduction of penalties**

We understand that circumstances—such as economic hardship, a family member's death, or loss of financial records due to natural disaster—may make it difficult for you to meet your taxpayer responsibility in a timely manner.

If you would like us to consider removing or reducing any of your penalty charges, please do the following:

- Identify which penalty charges you would like us to reconsider (e.g., 2005 late filing penalty).
- For each penalty charge, explain why you believe it should be reconsidered.
- Sign your statement, and mail it to us.

We will review your statement and let you know whether we accept your explanation as reasonable cause to reduce or remove the penalty charge(s).

**Note:** Penalties included in restitution cannot be removed for reasonable cause. They are imposed by the court and must be appealed at that level.

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Notice	CP94
Tax period	[REDACTED]
Notice date	[REDACTED]
Taxpayer ID number	[REDACTED]
Page 5 of 6	

**Removal of penalties due to erroneous written advice from the IRS**

If you were penalized based on written advice from the IRS, we will remove the penalty if you meet the following criteria:

- If you asked the IRS for written advice on a specific issue
- You gave us complete and accurate information
- You received written advice from us
- You relied on our written advice and were penalized based on that advice

To request removal of penalties based on erroneous written advice from us, submit a completed Claim for Refund and Request for Abatement (Form 843) to the IRS service center where you filed your tax return. For a copy of the form or to find your IRS service center, go to [www.irs.gov](http://www.irs.gov) or call [REDACTED]

**Note:** Penalties included in restitution cannot be removed under this provision. They are imposed by the court and must be appealed at that level.

**Interest charges**

We are required by law to charge interest on unpaid tax from the date the tax return was due to the date the tax is paid in full. The interest is charged as long as there is an unpaid amount due, including penalties, if applicable. (Internal Revenue Code section 6601)

Period	Days	Interest rate	Interest rate factor	Amount due	Interest charge

**Total interest**

We charge interest at the current interest rate compounded daily. Interest on most penalties will be charged from the notice date for that penalty until the penalty is paid. Interest on the failure-to-file, fraud, and accuracy related penalties is charged from the due date (or extended due date) of the return to which the penalty relates. Interest continues until the penalties are paid in full.

**Note:** Even if the court waives interest under Title 18, Crimes and Criminal Procedures, you continue to accrue interest under Title 26, the Internal Revenue Code.

**Additional interest charges**

If the amount you owe is \$100,000 or more, please make sure that we receive your payment within 10 work days from the date of your notice. If the amount you owe is less than \$100,000, please make sure that we receive your payment within 21 calendar days from the date of your notice. If we don't receive full payment within these time frames, the law requires us to charge interest until you pay the full amount you owe.

Notice	CP94
Tax period	[REDACTED]
Notice date	[REDACTED]
Taxpayer ID number	[REDACTED]

Page 6 of 6

## Additional information

- Visit [www.irs.gov/cp94](http://www.irs.gov/cp94).
- For tax forms, instructions, and publications, visit [www.irs.gov](http://www.irs.gov) or call 1-800-TAX-FORM (1-800-829-3676).
- Keep a copy of this notice for your records.

You may receive another notice requesting payment for civil tax liabilities for the same tax periods. Receiving another notice does not relieve your responsibility to comply with the sentencing court's order and this criminal restitution notice. You must continue to send criminal restitution payments to the court. Those payments will also be credited against your civil tax liability for the same tax periods.

If we need to take action to collect unpaid taxes from you, we may need to contact other persons. While our practice is to deal directly with you or your authorized representative, we may need to speak with other persons if you're unable to provide necessary information or we need to verify information that you've provided. If we do contact other persons, we'll only tell them limited information (such as your name) that is necessary to obtain or verify the information we need. You may request a list of the other persons that we contacted.

If you need assistance, please don't hesitate to contact us.