

Criminal Enforcement

Criminal enforcement over the past several months included:

- On November 14, 2007, a New Jersey State Grand Jury handed up an indictment charging Peter D. Kim, a resident of Franklin Lakes, New Jersey, with theft by failure to make required disposition of taxes in excess of \$75,000, the misapplication of taxes in excess of \$75,000, and the failure to turn over taxes in excess of \$75,000 to the Division of Taxation. Mr. Kim owned and operated Pioneer Automotive, Inc., doing business as Troycar Sales and Leasing, a company involved in the retail sale of used automobiles, for the period beginning April 2000 through January 2005. Taxation investigators monitored the business practices of Troycar for a period of time and determined that the business was not remitting appropriate sales tax. The Office of Criminal Investigation initiated an investigation into the sales tax allegations and determined that Mr. Kim collected over \$850,000 in sales tax from Troycar.s customers between 2000 and 2004 but failed to remit the entrusted funds. Mr. Kim fled the country in early 2005 and an arrest warrant has been issued.