

UNITED STATES DISTRICT COURT  
DISTRICT OF IDAHO

UNITED STATES OF AMERICA

v.

**CRIMINAL SUMMONS**

CASE NUMBER: 3:11-CR-194-BLW

**GARY RAYMOND HARVEY**  
aka The Organic Assembly of Circle JB  
41433 Bobbit Bench Rd  
Peck, ID 83545

YOU ARE HEREBY SUMMONED to appear before the United States District Court at the place, date and time set forth below.


**Place:** United States District Courthouse  
6450 N. Mineral Drive  
Coeur d'Alene, Idaho 83815

**Date & Time**  
August 31, 2011  
11:30 am

**Before:** U.S. Magistrate Judge Larry M. Boyle

To answer to **INDICTMENT** charging the below listed violation(s).

18 U.S.C. § 287 FALSE CLAIM FOR REFUND

  
Carrie McMahan, Deputy Clerk

August 24, 2011

RECEIVED  
U.S. MARSHALS SERVICE  
2011 AUG 24 PM 3:46  
BOISE, IDAHO

**NOTICE TO DEFENDANT:** Upon receipt of this Summons, you are instructed to telephone the **PRETRIAL SERVICE OFFICE**, in Boise, Idaho at (208) 334-9110 or (208) 334-1141. The purpose of the call is to provide information to assist the Court in setting bond in your case. You may call between 8AM and 5PM Mountain Time. Failure to contact Pretrial Services will result in a delay of your release.

The **FEDERAL DEFENDER'S OFFICE** provides free legal assistance to those who qualify. If you would like to speak to an attorney about your case, please call the Federal Defender's Office at (208) 388-1600.

**RETURN OF SERVICE**

I declare under penalty of perjury under the laws of the United States of America that the information contained in this Return of Service is true and correct.

Served upon at \_\_\_\_\_ on \_\_\_\_\_

Date:

\_\_\_\_\_  
(Name of United States Marshal)

By: \_\_\_\_\_

Deputy United States Marshal

Remarks:

WENDY J. OLSON, IDAHO STATE BAR NO. 7634  
UNITED STATES ATTORNEY  
NANCY D. COOK, TEXAS STATE BAR NO. 04741500  
ASSISTANT UNITED STATES ATTORNEY  
DISTRICT OF IDAHO  
6450 N. MINERAL DRIVE, SUITE 210  
COEUR D'ALENE, IDAHO 83815  
TELEPHONE: (208) 667-6568  
FACSIMILE: (208) 667-0814

U.S. COURTS

AUG 23 2011

Rcvd \_\_\_\_\_ Filed \_\_\_\_\_ Time \_\_\_\_\_  
ELIZABETH A. SMITH  
CLERK, DISTRICT OF IDAHO

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
-vs- )  
 )  
GARY RAYMOND HARVEY, )  
aka GARY RAYMOND )  
aka The Organic Assembly of )  
Circle JB )  
 )  
Defendant. )  
\_\_\_\_\_ )

Case No. CR 11-0194-ECB-LW  
INDICTMENT  
18 U.S.C. § 287

The Grand Jury charges:

COUNT ONE

**False Claim for Refund  
18 U.S.C. § 287**

On or about May 19, 2008, in the District of Idaho, the defendant, GARY RAYMOND HARVEY, made and presented to the United States Treasury Department a claim against the United States for payment, which the defendant prepared and caused to be prepared specifically Form 990-T, Exempt Organization Business Income Tax Return for tax year 2002, demanding payment which was presented to the United States Treasury Department, through the Internal

Revenue Service, wherein the defendant claimed a refund in the amount of \$8,851.80, knowing such claim to be false, fictitious, and fraudulent, all in violation of Title 18, United States Code, Section 287 and 2.

**COUNT TWO**

**False Claim for Refund  
18 U.S.C. § 287**

On or about May 30, 2008, in the District of Idaho, the defendant, GARY RAYMOND HARVEY, made and presented to the United States Treasury Department a claim against the United States for payment, which the defendant prepared and caused to be prepared specially Form 990-T, Exempt Organization Business Income Tax Return for tax year 2003, demanding payment which was presented to the United States Treasury Department, through the Internal Revenue Service, wherein the defendant claimed a refund in the amount of \$8,851.80, knowing such claim to be false, fictitious, and fraudulent, all in violation of Title 18, United States Code, Section 287 and 2.

**COUNT THREE**

**False Claim for Refund  
18 U.S.C. § 287**

On or about June 19, 2008, in the District of Idaho, the defendant, GARY RAYMOND HARVEY, made and presented to the United States Treasury Department a claim against the United States for payment, which the defendant prepared and caused to be prepared specifically Form 990-T, Exempt Organization Business Income Tax Return for tax year 2004, demanding payment which was presented to the United States Treasury Department, through the Internal

Revenue Service, wherein the defendant claimed a refund in the amount of \$8,851.80, knowing such claim to be false, fictitious, and fraudulent, all in violation of Title 18, United States Code, Section 287 and 2.

**COUNT FOUR**

**False Claim for Refund  
18 U.S.C. § 287**

On or about July 28, 2008, in the District of Idaho, the defendant, GARY RAYMOND HARVEY, made and presented to the United States Treasury Department a claim against the United States for payment, which the defendant prepared and caused to be prepared specifically Form 990-T, Exempt Organization Business Income Tax Return for tax year 2005, demanding payment which was presented to the United States Treasury Department, through the Internal Revenue Service, wherein the defendant claimed a refund in the amount of \$8,851.80, knowing such claim to be false, fictitious, and fraudulent, all in violation of Title 18, United States Code, Section 287 and 2.

**COUNT FIVE**

**False Claim for Refund  
18 U.S.C. § 287**

On or about June 27, 2008, in the District of Idaho, the defendant, GARY RAYMOND HARVEY, made and presented to the United States Treasury Department a claim against the United States for payment, which the defendant prepared and caused to be prepared specifically Form 990-T, Exempt Organization Business Income Tax Return for tax year 2006, demanding payment which was presented to the United States Treasury Department, through the Internal

Revenue Service, wherein the defendant claimed a refund in the amount of \$8,851.80, knowing such claim to be false, fictitious, and fraudulent, all in violation of Title 18, United States Code, Section 287 and 2.

**COUNT SIX**

**False Claim for Refund  
18 U.S.C. § 287**

On or about June 12, 2008, in the District of Idaho, the defendant, GARY RAYMOND HARVEY, made and presented to the United States Treasury Department a claim against the United States for payment, which the defendant prepared and caused to be prepared specifically Form 990-T, Exempt Organization Business Income Tax Return for tax year 2007, demanding payment which was presented to the United States Treasury Department, through the Internal Revenue Service, wherein the defendant claimed a refund in the amount of \$8,851.80, knowing such claim to be false, fictitious, and fraudulent, all in violation of Title 18, United States Code, Section 287 and 2.

**COUNT SEVEN**

**False Claim for Refund  
18 U.S.C. § 287**

On or about May 15, 2009, in the District of Idaho, the defendant, GARY RAYMOND HARVEY, made and presented to the United States Treasury Department a claim against the United States for payment, which the defendant prepared and caused to be prepared specifically Form 990-T, Exempt Organization Business Income Tax Return for tax year 2008, demanding payment which was presented to the United States Treasury Department, through the Internal

Revenue Service, wherein the defendant claimed a refund in the amount of \$10,940.00, knowing such claim to be false, fictitious, and fraudulent, all in violation of Title 18, United States Code, Section 287 and 2.

**COUNT EIGHT**

**False Claim for Refund  
18 U.S.C. § 287**

On or about June 23, 2009, in the District of Idaho, the defendant, GARY RAYMOND HARVEY, made and presented to the United States Treasury Department a claim against the United States for payment, which the defendant prepared and caused to be prepared specifically Form 990-T, Exempt Organization Business Income Tax Return for tax year 2008, demanding payment which was presented to the United States Treasury Department, through the Internal Revenue Service, wherein the defendant claimed a refund in the amount of \$19,791.80, knowing such claim to be false, fictitious, and fraudulent, all in violation of Title 18, United States Code, Section 287 and 2.

**COUNT NINE**

**False Claim for Refund  
18 U.S.C. § 287**

On or about May 15, 2010, in the District of Idaho, the defendant, GARY RAYMOND HARVEY, made and presented to the United States Treasury Department a claim against the United States for payment, which the defendant prepared and caused to be prepared specifically Form 990-T, Exempt Organization Business Income Tax Return for tax year 2009, demanding payment which was presented to the United States Treasury Department, through the Internal

Revenue Service, wherein the defendant claimed a refund in the amount of \$47,030, knowing such claim to be false, fictitious, and fraudulent, all in violation of Title 18, United States Code, Section 287 and 2.

**COUNT TEN**

**False Claim for Refund  
18 U.S.C. § 287**

On or about March 8, 2011, in the District of Idaho, the defendant, GARY RAYMOND HARVEY, made and presented to the United States Treasury Department a claim against the United States for payment, which the defendant prepared and caused to be prepared specially Form 990-T, Exempt Organization Business Income Tax Return for tax year 2010, demanding payment which was presented to the United States Treasury Department, through the Internal Revenue Service, wherein the defendant claimed a refund in the amount of \$54,090.00, knowing such claim to be false, fictitious, and fraudulent, all in violation of Title 18, United States Code, Section 287 and 2.

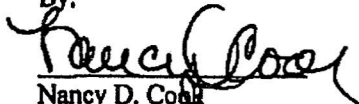
Dated this August 16, 2011.

A TRUE BILL,

/s/ [signature on reverse]  
FOREPERSON

WENDY J. OLSON  
United States Attorney

By:



Nancy D. Cook  
Assistant United States Attorney