

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ELECTRONICALLY FILED  
DOC #:  
DATE FILED **MAY 19 2016**

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UNITED STATES OF AMERICA

- v. -

DAVID YOUNGER,

Defendant.

INFORMATION

16 Cr.

**16 CRIM 348**

COUNT ONE

(Subscribing to False and Fraudulent U.S.  
Income Tax Returns)

The United States Attorney charges:

Background

1. At all times relevant to this Information, DAVID YOUNGER, the defendant, was a resident of Westchester County, New York, and was a board-certified neurologist engaged in private medical practice in Manhattan, New York. YOUNGER operated his medical practice principally through David S. Younger M.D., P.C., a Manhattan-based entity organized as a Subchapter C corporation (the "YOUNGER P.C.").

2. For the tax years 2007 and 2008, DAVID YOUNGER, the defendant, signed and caused to be filed with the Internal Revenue Service ("IRS") U.S. Corporation Income Tax Returns, Forms 1120 ("Forms 1120"), for Younger P.C., as well as U.S. Individual Income Tax Returns, Forms 1040 ("Forms 1040"), for

**JUDGE RAKOFF**

himself and his wife, which returns were prepared with the assistance of a tax preparer.

3. During the tax years 2007 and 2008, DAVID YOUNGER, the defendant, used corporate funds from his medical practice to pay personal expenses of approximately \$250,234 and \$335,983, respectively. Among the means by which YOUNGER paid various personal expenses was through the use of a corporate credit card for the YOUNGER P.C., which expenses YOUNGER caused to be falsely and fraudulently recorded in the books and records of the Younger P.C. as cost of goods sold and medical supplies.

4. In addition to using the corporate credit card, DAVID YOUNGER, the defendant, paid for personal expenses by using corporate checks to be drawn on bank accounts for the YOUNGER P.C., which YOUNGER thereafter caused to be falsely and fraudulently recorded in the books and records of the YOUNGER P.C. as business expenses, including as seminars, office expenses, and dues and professional fees.

5. DAVID YOUNGER, the defendant, thereafter caused the personal expenses described above to be falsely and fraudulently deducted as business expenses on the Forms 1120 for Younger P.C. for the 2007 and 2008 tax years. In addition, YOUNGER caused the Forms 1040 that he signed and filed with the IRS to fraudulently omit those personal expenses as income.

6. Among the personal expenses that DAVID YOUNGER, the defendant, falsely categorized as business expenses for his medical practice in 2007 and 2008 are the following: approximately \$100,000 in fees to a private golf and country club, approximately \$53,000 in property taxes for YOUNGER's residence, a \$4,300 placement fee for a nanny/housekeeper, approximately \$17,000 for the construction of an electric gate at YOUNGER's residence, \$345 for a Mickey Mantle baseball card, approximately \$26,000 for the restoration of a piano that was picked up from and delivered to YOUNGER's residence, approximately \$37,000 for a vendor to perform construction work at YOUNGER's residence, approximately \$18,000 for furniture delivered to YOUNGER's residence, and at least approximately \$20,000 of airfare for members of YOUNGER's family.

Statutory Allegations

7. In or about September 2009, in the Southern District of New York and elsewhere, DAVID YOUNGER, the defendant, willfully and knowingly did make and subscribe a U.S. Corporation Income Tax Return, Form 1120, for the tax year 2008, and a U.S. Individual Income Tax Return, Form 1040, for the tax year 2008, which returns both contained and were verified by the written declaration of YOUNGER that they were made under penalties of perjury, and which returns YOUNGER did not believe

to be true and correct as to every material matter, in that YOUNGER falsely claimed that approximately \$335,000 of personal expenses were in fact business expenses on the Form 1120, and omitted approximately \$335,000 of personal income on his Form 1040.

(Title 26, United States Code, Section 7206(1).)



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PREET BHARARA  
United States Attorney

Form No. USA-33s-274 (Ed. 9-25-58)

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(26 U.S.C. § 7206(1).)

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United States Attorney.

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