

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA

v.

ANTHONY DIBONA

Criminal No. 3:21-cr-04

[18 U.S.C. § 641 and 26 U.S.C. § 7206(1)]

INFORMATION

COUNT ONE

The United States Attorney charges:

From on or about February 21, 2014, to on or about January 10, 2017, in the Western District of Pennsylvania, the defendant, ANTHONY DIBONA, did embezzle, steal, purloin and knowingly convert to his own use money and a thing of value of the United States Department of Homeland Security, that is \$57,242 in federally-funded grant money from the Federal Emergency Management Agency.

In violation of Title 18, United States Code, Section 641.

COUNT TWO

The United States Attorney further charges:

On or about September 15, 2018, in the Western District of Pennsylvania, the defendant, ANTHONY DIBONA, a resident of Hollidaysburg, Pennsylvania, did willfully make and subscribe a second amended United States Individual Income Tax Return (Form 1040X) for the 2013 tax year, which was verified by a written declaration that it was made under the penalties of perjury, which was filed with the Internal Revenue Service, and which he did not believe to be true and correct as to every material matter, in that the second amended tax return failed to include taxable income of \$15,659, whereas, as he then and there well knew and believed, the second amended return (1040X) should have included additional taxable income of \$15,659 for tax year 2013.

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

COUNT THREE

The United States Attorney further charges:

On or about September 15, 2018, in the Western District of Pennsylvania, the defendant, ANTHONY DIBONA, a resident of Hollidaysburg, Pennsylvania, did willfully make and subscribe a United States Individual Income Tax Return, Form 1040X for the 2014 tax year, which was verified by a written declaration that it was made under the penalties of perjury, which was filed with the Internal Revenue Service, and which he did not believe to be true and correct as to every material matter, in that the tax return reported taxable income of \$1,948 and tax due of \$1,807, whereas, as he then and there well knew and believed, he had taxable income of \$62,348, resulting in tax due of \$11,086 for tax year 2014.

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

COUNT FOUR

The United States Attorney further charges:

On or about September 15, 2018, in the Western District of Pennsylvania, the defendant, ANTHONY DIBONA, a resident of Hollidaysburg, Pennsylvania, did willfully make and subscribe a United States Individual Income Tax Return, Form 1040X for the 2015 tax year, which was verified by a written declaration that it was made under the penalties of perjury, which was filed with the Internal Revenue Service, and which he did not believe to be true and correct as to every material matter, in that the tax return reported taxable income of \$5,428 and tax due of \$2,367, whereas, as he then and there well knew and believed, he had taxable income of \$35,270, resulting in tax due of \$6,518 for tax year 2015.

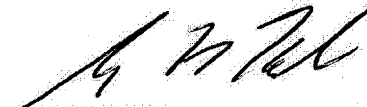
In violation of Title 26, United States Code, Section 7206(1).

COUNT FIVE

The United States Attorney further charges:

On or about May 3, 2018, in the Western District of Pennsylvania, the defendant, ANTHONY DIBONA, a resident of Hollidaysburg, Pennsylvania, did willfully make and subscribe a United States Individual Income Tax Return, Form 1040 for the 2017 tax year, which was verified by a written declaration that it was made under the penalties of perjury, which was filed with the Internal Revenue Service, and which he did not believe to be true and correct as to every material matter, in that the tax return reported taxable income of \$13,765 and tax due of \$5,391, whereas, as he then and there well knew and believed, he had taxable income of \$30,765, resulting tax due of \$7,941 for tax year 2017.

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



STEPHEN R. KAUFMAN
Acting United States Attorney
PA ID No. 42108

AO 455 (Rev. 01/09) Waiver of an Indictment

UNITED STATES DISTRICT COURT

for the

Western District of Pennsylvania

United States of America

v.

ANTHONY DIBONA

Defendant

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)
)
)
)

Case No. 3:21-cr-04

WAIVER OF AN INDICTMENT

I understand that I have been accused of one or more offenses punishable by imprisonment for more than one year. I was advised in open court of my rights and the nature of the proposed charges against me.

After receiving this advice, I waive my right to prosecution by indictment and consent to prosecution by information.

Date: _____

Defendant's signature

Signature of defendant's attorney

Christopher B. Brown, Asst. Federal Public Defender

Printed name of defendant's attorney

Judge's signature

Kim R. Gibson, U.S. District Court Judge

Judge's printed name and title

Print

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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA)
)
) Criminal No. 3:21-cr-04
)
)
ANTHONY DIBONA)

ARRAIGNMENT PLEA

Defendant, ANTHONY DIBONA,
being arraigned, pleads _____
in open Court this _____ day of
_____, 2021.

(Defendant's Signature)

(Attorney for Defendant)

CRIMINAL CASE INFORMATION SHEET

Pittsburgh _____ Erie _____ Johnstown X
Related to No. 3:20-cr-25 (U.S. v. Benjamin Allen Rhine) Judge Gibson

(All criminal prosecution arising out of the same criminal transaction or series of transactions are deemed related).

- CATEGORY: 1. _____ Narcotics and Other Controlled Substances
 1a. _____ Narcotics and Other Controlled Substances
 (3 or more Defendants)
 2. X Fraud and Property Offenses
 2a. _____ Fraud and Property Offenses
 (3 or more Defendants)
 3. _____ Crimes of Violence
 4. _____ Sex Offenses
 5. _____ Firearms and Explosives
 6. _____ Immigration
 7. _____ All Others

Defendant's name: Anthony Dibona

Is Indictment waived: X yes _____ no

Pretrial Diversion: _____ yes X no

Juvenile proceeding: _____ yes X no

Defendant is: X Male _____ Female

Superseding Indictment or Information: _____ yes X no

Previous case number: _____

- If superseding, previous case was/will be:
 _____ Dismissed on defendant's motion
 _____ Dismissed on government's motion
 _____ After appellate action
 _____ Other (explain)

County in which first offense cited occurred: Blair

Previous proceedings before Magistrate Judge: _____

Case No. _____

PLEASE INCORPORATE MAGISTRATE CASE WITH CRIMINAL CASE

Date arrested or date
continuous U.S. custody began: _____

Defendant: _____ is in custody is not in custody

Name of Institution: _____

Custody is on: _____ this charge _____ another charge
 _____ another conviction
 _____ State _____ Federal

Detainer filed: _____ yes _____ no

Date detainer filed: _____

Total defendants: 1

Total counts: 5

Data below applies to
defendant No.: 1

Defendant's name: Anthony Dibona

SUMMARY OF COUNTS

<u>COUNT NO.</u>	<u>U.S. CODE</u>	<u>OFFENSE</u>	<u>FELONY</u>	<u>MISDEMEANOR</u>
1	18 U.S.C. § 641	Conversion of government funds	X	
2-5	26 U.S.C. § 7206(1)	Filing a false tax return	X	

I certify that to the best of my knowledge the above entries are true and correct.

DATE: March 9, 2021

/s/ Arnold P. Bernard, Jr.
 ARNOLD P. BERNARD, JR.
 Assistant U.S. Attorney
 PA ID No. 313734