

UNITED STATES DISTRICT COURT
DISTRICT OF RHODE ISLAND

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UNITED STATES OF AMERICA)
)
 v.)
)
 RICHARD HATCH)

Criminal No.

26 U.S.C. § 7201

FILED
JAN 18 2005
U.S. DISTRICT COURT
DISTRICT OF RHODE ISLAND

INFORMATION

The United States Attorney charges that:

COUNT 1

1. At all times relevant to this Information, the defendant, RICHARD HATCH, was a resident of Rhode Island.
2. On or about January 25, 2000, the defendant, RICHARD HATCH, agreed to be a contestant on a television show called "Survivor," which was broadcast on the CBS television network. The "Survivor" television series featured sixteen individuals who competed against one another for a monetary prize of one million dollars (\$1,000,000.00).
3. From on or about March 1, 2000, through on or about April 15, 2000, the "Survivor" show was filmed on location on the island of Pulau Tiga off the coast of Borneo. On or about August 23, 2000, the finale of "Survivor" aired on CBS. Defendant HATCH was paid \$10,000 by Survivor Entertainment Group for his appearance on this finale show. During the show, it was announced that defendant RICHARD HATCH had won the competition and the corresponding monetary prize of \$1,000,000 (one million

dollars).

4. On or about August 18, 2000, Survivor Entertainment Group issued checks to defendant RICHARD HATCH in the amounts of \$1,000,000 and \$10,000, which defendant RICHARD HATCH deposited into his personal bank account located at Newport Federal Savings Bank, Newport, Rhode Island, on or about August 29, 2000.

5. During calendar year 2001, Survivor Entertainment Group sent to defendant RICHARD HATCH and filed with the Internal Revenue Service ("IRS") an IRS form 1099-MISC, in which it declared that defendant RICHARD HATCH had received \$1,010,000 in income from Survivor Entertainment Group during calendar year 2000.

6. On or about November 19, 2002, defendant RICHARD HATCH signed and caused to be filed with the IRS, a false 2000 U.S. Individual Income Tax Return, Form 1040, on his behalf. That return did not include the \$1,010,000 in taxable income that defendant RICHARD HATCH received from Survivor Entertainment Group. As a result of defendant RICHARD HATCH's failure to report this \$1,010,000 in income on his 2000 U.S. Individual Income Tax Return, Form 1040, a substantial additional tax is due and owing to the United States.

7. On or about November 19, 2002, in the District of Rhode Island, defendant
RICHARD HATCH
did knowingly and willfully attempt to evade and defeat a substantial part of the income tax due and owing to the United States, in that he signed, filed and caused to be filed a

false and fraudulent 2000 U.S. Individual Income Tax Return, Form 1040, knowing it to be false and fraudulent.

In violation of Title 26, United States Code, Section 7201.

COUNT 2

1. On or about January 23, 2001, defendant RICHARD HATCH entered into an employment agreement with Entercom, Boston, LLC. ("Entercom"), which was doing business as WQSX-FM, a radio station broadcasting from Boston, Massachusetts. Pursuant to the terms of the employment agreement, Entercom agreed to employ defendant RICHARD HATCH as an on-air co-host of "The Wilde Show," which aired from 5:30 a.m. to 10 a.m. each Monday through Friday. Pursuant to the employment agreement, defendant HATCH was to be compensated at a rate of \$500,000 per year and was guaranteed a bi-weekly salary of \$20,833.33.

2. On or about March 8, 2001, defendant RICHARD HATCH incorporated in the State of Delaware an S-Corporation called Tri-Whale Enterprises-Inc. ("Tri-Whale").

3. On or about April 10, 2001, defendant RICHARD HATCH, acting as an agent for Tri-Whale, entered into a modified agreement with Entercom pursuant to which Entercom was to continue to secure the on-air services of defendant HATCH. Pursuant to this agreement, defendant RICHARD HATCH was to continue to serve as co-host of The Wilde Show on WQSX-FM in Boston. In exchange, Entercom agreed to pay Tri-Whale a total amount of \$179,807.82 for the period of March 16, 2001 through July 25,

2001. In addition, barring termination of the agreement, Entercom further agreed to pay Tri-Whale \$250,000 for the six month period from July 26, 2001 through January 25, 2001.

4. Defendant RICHARD HATCH commenced his employment with Entercom on or about January 26, 2001, when he first served as a co-host of the Wilde-Show, broadcast by WQSX-FM in Boston. Defendant RICHARD HATCH continued his employment with Entercom until December 2001.

5. From on or about January 26, 2001, through on or about March 15, 2001, in payment for defendant HATCH's services as an on-air personality, Entercom paid defendant RICHARD HATCH approximately \$70,232.68.

6. From on or about April 16, 2001, through on or about December 7, 2001, in payment for defendant HATCH's services as an on-air personality, Entercom made approximately \$321,139 in payments to Tri-Whale. These payments were each deposited into a bank account in the name of Tri-Whale at Newport Federal Savings Bank, Newport, Rhode Island. Defendant RICHARD HATCH had signature authority on this bank account. Most of these funds were subsequently transferred from the Tri-Whale bank account into defendant HATCH's personal bank account located at Newport Federal Savings Bank, Newport, Rhode Island.

7. On or about October 1, 2002, defendant RICHARD HATCH signed and caused to be filed with the Internal Revenue Service, a false 2001 U.S. Income Tax

Return for an S Corporation, Form 1120S, on behalf of Tri-Whale. That return, which lists defendant RICHARD HATCH as the President of Tri-Whale, was signed by defendant HATCH under the penalty of perjury. That return did not include any of the \$321,139 that was paid by Entercom to Tri-Whale during 2001 as compensation for defendant RICHARD HATCH's services as an on-air personality.

8. As an S-Corporation, all income earned by Tri-Whale passes through to the shareholders of the corporation. Defendant RICHARD HATCH was the sole shareholder of Tri-Whale at all times relevant to this Information. As the sole shareholder of Tri-Whale, defendant RICHARD HATCH was obligated to report all income earned in 2001 by Tri-Whale on his 2001 United States Individual Tax Return.

9. On or about October 9, 2002, defendant RICHARD HATCH signed and caused to be filed with the Internal Revenue Service, a false 2001 U.S. Individual Tax Return, Form 1040, on his behalf. That return did not include any of the \$321,139 that was paid by Entercom to Tri-Whale during 2001 as compensation for defendant RICHARD HATCH's services as an on-air personality. As a result of defendant RICHARD HATCH's failure to report this \$321,139 in income on his 2001 U.S. Individual Income Tax Return, Form 1040, a substantial additional tax is due and owing to the United States.


10. From on or about October 1, 2002, through on or about October 9, 2002, in the District of Rhode Island, defendant

RICHARD HATCH

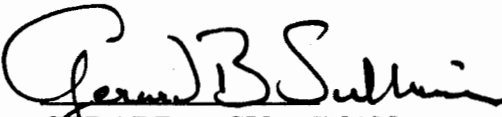
did knowingly and willfully attempt to evade and defeat a substantial part of the income tax due and owing to the United States, in that he signed, filed and caused to be filed a false and fraudulent 2001 U.S. Income Tax Return for an S Corporation, Form 1120S, and a false and fraudulent 2001 U.S. Individual Income Tax Return, Form 1040, knowing them to be false and fraudulent.

In violation of Title 26, United States Code, Section 7201.

ROBERT CLARK CORRENTE
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Date January 12, 2005