

IN THE FRANKLIN COUNTY COURT OF COMMON PLEAS
COLUMBUS, OHIO

City of Columbus
Division of Income Tax
77 N. Front Street, 2nd Floor
Columbus, Ohio 43215
Plaintiff,

v.
T & S Management of Columbus LLC
dba Capital Care Womens Center
1243 E Broad Street
Columbus OH 43205

Also serve at

Case No. 2017 CVH _____

T & S Management of Columbus LLC
dba Capital Care Womens Center
c/o Terri Hubbard-statutory agent
4818 Indianola Avenue
Columbus OH 43214

Also serve at

T & S Management of Columbus LLC
dba Capital Care Womens Center
c/o Terri Hubbard-statutory agent
4494 Township Road 179
Marengo OH 43334

And

Terrie R Hubbard
1243 E Broad Street
Columbus OH 43205

Also serve at

And

Steven V Hubbard
1243 E Broad Street
Columbus OH 43205

Also serve at

Defendants.

RECEIVED JULY 17, 2017
GREATER COLUMBUS RIGHT TO LIFE
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COMPLAINT

1. Plaintiff, a municipal corporation, organized and existing under the laws and Constitution of the State of Ohio, states that, pursuant to constitutional and statutory authority, it has enacted a municipal income tax as set forth in Chapters 361 and 362, Columbus City Codes, 1959, and by contract, administers other municipal income tax ordinances.

2. Plaintiff further states that T & S Management of Columbus LLC dba Capital Care Womens Center was engaged in business within the City of Columbus in the years 2014, 2015 & 2016.

3. Plaintiff further states that Terrie R Hubbard and Steven V Hubbard are officers/employees of T & S Management of Columbus LLC dba Capital Care Womens Center and is responsible for city tax per Sections 361.24 and 362.051 of the Columbus City Codes.

4. Pursuant to Columbus City Ordinance No. 0130-2009 and Public Notice No. 0045-2009, Plaintiff is authorized to impose a post-judgment collection fee on Defendants in an amount equal to 30% of the remaining balance of this judgment, after the accrual of post-judgment interest minus any post-judgment payments made by Defendants, upon Plaintiff's referral of this case to any private collection agency.

5. Plaintiff further states that the defendant, T & S Management of Columbus LLC dba Capital Care Womens Center owes withholding taxes in the amount of \$12,460.60 for the year 2014, as determined by defendant's Federal Form 1065 pursuant to audit, of which \$2,045.80 has been paid, leaving a balance of \$10,414.80. This defendant has failed to pay such tax and there is presently due and owing Plaintiff tax, penalty in the amount of \$5,319.90, and interest in the amount of \$759.54, for a total balance due of \$16,494.24.

6. Plaintiff further states that the defendant, T & S Management of Columbus LLC dba Capital Care Womens Center owes withholding taxes in the amount of \$2,004.23 for the 1st quarter of 2015, as determined by defendant's IT-13 & W-2 [REDACTED] to audit. This defendant has failed to pay such tax and there is presently due and [REDACTED] Plaintiff tax, penalty in the amount of \$1,002.12, and interest in the amount of \$154.63, for a total balance due of \$3,160.98.

7. Plaintiff further states that the defendant, T & S Management of Columbus LLC dba Capital Care Womens Center owes withholding taxes in the amount of \$3,020.13 for the 1st quarter of 2016, as determined by defendant's IT-13 pursuant to audit, which has been paid. This defendant has failed to pay such tax and there is presently due and owing Plaintiff penalty in the amount of \$1,472.56. of which \$75.00 has been paid leaving a balance due of \$1,397.56, interest in the amount of \$143.93 and a late filing fee in the amount of \$50, for a total balance due of \$1,591.49.

8. Plaintiff further states that the defendant, T & S Management of Columbus LLC dba Capital Care Womens Center owes withholding taxes in the amount of \$3,259.90 for the 3rd quarter of 2016, as determined by defendant's IT-13 pursuant to audit, which has been paid. This defendant has failed to pay such tax and there is presently due and owing Plaintiff penalty in the amount of \$1,629.95, interest in the amount of \$77.74 and a late filing fee in the amount of \$125.00, for a total balance due of \$1,832.69.

9. Plaintiff further states that the defendant, T & S Management of Columbus LLC dba Capital Care Womens Center owes withholding taxes in the amount of \$3,095.27 for the 4th quarter of 2016, as determined by defendant's IT-13 pursuant to audit, which has been paid. This defendant has failed to pay such tax and there is presently due and owing Plaintiff penalty in the amount of \$1,547.63, interest in the amount of \$32.48 and a late filing fee in the amount of \$50.00, for a total balance due of \$1,630.11.

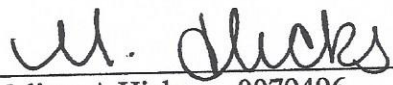
WHEREFORE, Plaintiff demands judgment against Defendants in the amount of Twenty-four thousand seven hundred nine and 51/100 Dollars (\$24,709.51) with the maximum interest provided by law continuing to accrue until fully paid, plus cost herein expended and any other relief this Court deems just and equitable, including but not limited to, the imposition of a post-judgment collection fee on Defendants equal to 30% of the remaining balance of this judgment, after the accrual of post-judgment interest minus any post-judgment payments made by Defendants, upon Plaintiff's referral of this case to any private collection agency pursuant to Columbus City Ordinance 0130-2009.

STATE OF OHIO)
COUNTY OF FRANKLIN) ss.

AFFIDAVIT OF COMPLAINANT'S CLAIM

Melissa A Hicks, being duly sworn, and as the attorney for the Plaintiff in the above entitled cause says on oath; that said cause is for payment of money only; that the nature of Plaintiff's claim is as stated in the Complaint; and that to the undersigned's best knowledge, the Defendant is not now in the military service of the United States.

CITY OF COLUMBUS, DEPARTMENT OF LAW
RICHARD C. PFEIFFER, JR., CITY ATTORNEY



Melissa A Hicks 0079496
Assistant City Attorney
City Attorney's Office
77 N. Front Street, Suite 450
Columbus, Ohio 43215
Phone: (614) 645-7385
Fax: (614) 724-6503
E-Mail: mahicks@columbus.gov



CITY OF COLUMBUS

INCOME TAX DIVISION

77 N. Front Street, 2nd Floor
Columbus, OH 43215
Mail to: Box 183190, Columbus, OH 43218-3190
www.columbus-tax.net

April 5, 2017

ATTN: PAYROLL TAX
T & S MANAGEMENT OF COLUMBUS
DBA CAPITAL CARE WOMENS CENTER
1243 E BROAD ST
COLUMBUS OH 43205-1404

EXHIBIT A

SPECIAL NOTICE

Dear Employer,

Upon review it has been determined that payment is due on your 1-4 quarter 2016 IT-13 due to:

This billing reflects the unpaid tax, penalty, and interest for tax year 2016 based on the IT-13 you provided to this office. Please note that we have given credit for a payment of \$75.00 in the 1st quarter and one of \$3524.05 for the 2nd quarter. Also, this billing only reflects 2016 liabilities.

Please remit this notice and the entire amount due. If this amount is not paid immediately, you will receive a billing that may include additional penalty and/or interest based on the unpaid tax. Make check or money order payable to CITY TREASURER and mail to the Delinquent Accounts Section at the above address. If you feel this notice is incorrect or issued in error, please provide documentation that supports your position.

This notice is for your withholding tax account.

Year	Quarter	Tax	Penalty	Interest	Late	Total
2016	1	\$2,945.13	\$1,472.56	\$143.93	\$ 50.00	\$ 4,611.62
2016	2	\$ 0.00	\$1,762.02	\$ 40.73	\$ 0.00	\$ 1,802.75
2016	3	\$3,259.90	\$1,629.95	\$ 77.74	\$125.00	\$ 5,092.59
2016	4	\$3,095.27	\$1,547.63	\$ 32.48	\$ 50.00	\$ 4,725.38
Total		\$9,300.30	\$6,412.16	\$294.88	\$225.00	\$16,232.34

Sincerely,

Roger #36
Tax Auditor
PHONE: (614) 645-8368
Fax Number: (614) 724-0232
My hours of availability: M-F 8:00 AM - 5:00 PM



CITY OF COLUMBUS

Income Tax Division

77 North Front Street, 2nd floor

Columbus, OH 43215

Mail to: PO Box 183190, Columbus, OH 43218-3190
www.columbus-tax.net

Delinquent Collection Section
614-645-8152

TRACKING NO 751093

BILLING STATEMENT

12/19/2016

ATTN: PAYROLL TAX
T & S MANAGEMENT OF COLUMBUS
DBA CAPITAL CARE WOMENS CENTER
1243 E BROAD ST
COLUMBUS OH 43205-1404

EXHIBIT A

According to our records, a liability has been determined with regard to your City Income Tax Withholding Return for the following quarters/years:

TRACK#	YR/QTR	AMT TAX DUE	PENALTY	INTEREST	LATE CRG	TOTAL DUE
751093	2014 2	10,414.80	5,319.90	759.54	0.00	16,494.24
TOTAL	2014	10,414.80	5,319.90	759.54	0.00	16,494.24
	2015 1	2,004.23	1,002.12	154.63	0.00	3,160.98
TOTAL	2015	2,004.23	1,002.12	154.63	0.00	3,160.98
	2016 1	2,425.00	1,250.00	52.11	25.00	3,752.11
	2016 2	0.00	1,250.00	22.34	0.00	1,272.34
TOTAL	2016	2,425.00	2,500.00	74.45	25.00	5,024.45
Total Tax Due						14,844.03
Total Penalty, Interest and Late Fee						9,835.64
Total Amount Due						24,679.67

As a result, this Delinquent Billing Statement has been issued. Full remittance in the amount stated above including penalty and interest must be paid immediately. Please disregard this billing statement if the total amount due listed on this statement has been paid in the last five (5) business days.

Make checks payable to: COLUMBUS CITY TREASURER and mail to:
INCOME TAX DIVISION, PO Box 183190, Columbus, Ohio 43218-3190.

PLEASE RETURN THIS DELINQUENT BILLING STATEMENT WITH YOUR PAYMENT.

Track# means this may be paid electronically but to do so you must have a PIN Number. Please request a PIN by calling the Division at (614)645-8152. Please use your PIN to access the EPay application from www.columbus-tax.net.

Our records show that you have been sent several notices. Suit may be brought against you and court costs assessed against you.

07: 01

The Columbus Income Tax Division administers the municipal income tax for Columbus, Brice, Canal Winchester, Groveport, Harrisburg, Marble Cliff and Obetz, and the income tax for area JEDDs.