

EXHIBIT 6

Trial testimony of DOJ attorney Robert Metcalfe, and the multitude of agency notices concerning the Hendricksons' [2002 filing and refund claim](#) and [2003 filing and refund claim](#) (along with their response to the first notice), all demonstrating that the IRS was fully apprised of all information regarding the Hendricksons' earnings in 2002 and 2003 and gave in-depth attention to their filings and claims before their refunds were issued not at all in error, but instead with extraordinary knowledge and care.

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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA,

Case No. 13-20371

-vs-

DOREEN HENDRICKSON,

Detroit, Michigan

Defendant.

July 23, 2014

-----/

TRANSCRIPT OF TRIAL - VOLUME THREE
BEFORE THE HONORABLE VICTORIA A. ROBERTS
UNITED STATES DISTRICT COURT JUDGE, and a Jury.

APPEARANCES:

For the Government:

Melissa Siskind, Esq.

Jeffrey McLellan, Esq.

For the Defendant:

Doreen Hendrickson, Pro Per

Standby Counsel:

Andrew Wise, Esq.

Proceedings taken by mechanical stenography, transcript
produced by computer-aided transcription

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1 A. Yes.

2 Q. Yesterday you said you'd read this book prior to preparing the lawsuit in which
3 you claimed over your signature that the book argues that only Federal, State and
4 local workers are subject to the income tax and that wages are not income.

5 A. Is that a question?

6 Q. Yes. Is that correct?

7 A. I think what we said was that Mr. Hendrickson's theories espouse that only
8 Federal, State and local workers are subject to the income tax.

9 Q. Yes, and you read the whole book before you filed the lawsuit.

10 THE COURT: Asked and answered. He's already answered that
11 question several times.

12 MRS. HENDRICKSON: That he actually read the whole book?

13 THE COURT: I think so.

14 Q. (By Ms. Hendrickson continuing) Okay. Mr. Metcalfe, the lawsuit you wrote
15 claimed that the refunds you wanted back had been issued in error, didn't you?

16 A. That's correct.

17 Q. Had the Government received W-2's from the company my husband worked
18 for during those years?

19 A. You're talking about 2002 and 2003?

20 Q. Yes.

21 A. Yes.

22 Q. So okay. Let's go back to it's my 550, but your Number One.

23 THE COURT: Your 550 is not in evidence.

24 MRS. HENDRICKSON: Okay. I'm sorry. I had it listed in my notes as
25 550. Okay.

1 Q. This is the third page of Number One. Could you read what's highlighted
2 please on your copy?

3 A. The amounts listed as withheld on the W-2 it's submitted are correct however.
4 (sic)

5 Q. And this is for second to last page. It's of Number Four of yours?

6 A. The amounts listed as withheld on the W-2 it's submitted are correct however.

7 Q. Do you see where my husband directed the Government's attention to those
8 W-2's then? I can put it back up.

9 A. I don't know what --

10 Q. (Interjecting) I said do you see where he directed the Government's, the IRS's
11 attention to the W-2's?

12 A. You mean in the highlighted language?

13 Q. Yes.

14 A. Yes.

15 Q. Had the Government received 1099's from Una Dworkin who paid me for
16 tutoring during those years?

17 A. To the best of my knowledge, yes.

18 Q. If you'd go to -- I guess you're on Number Four now. Might as well just stay
19 right there. This is -- I'm sorry. Go back to Number One. It's the same as the one in
20 Number Four in any case. Okay. This is the rebuttal of the 1099's included with our
21 returns. Would you please read the highlighted portion?

22 A. To rebut a document known to have been submitted by the party identified
23 above as payer which erroneously alleges a payment to the party identified above as
24 the recipient of gains, profit or income made in the course of a trade or business.

25 Under penalty of perjury I declare that I have examined this statement and to the best

1 of my knowledge and belief it is true, correct and complete.

2 Q. So does it appear that I'm directing the Government or the IRS to the original
3 1099?

4 A. I think what you're trying to do is to rebut the original Form 1099 that was sent
5 to the IRS by Una Dworkin.

6 Q. Sure. So our returns indicate our beliefs that almost, almost none of what we
7 earned during those years qualified as tax-related income, but some did while also
8 showing that a fair amount of money had been withheld from us and they claimed, the
9 returns claimed that we wanted that money back, isn't that true? Our tax returns, we
10 were asking the Government to send the money back to us that we did not -- we felt
11 we did not owe.

12 MS. SISKIND: Objection to what he knows about what they felt.

13 THE COURT: Sustained.

14 Q. (By Ms. Hendrickson continuing) Okay. Did those returns request a refund for
15 the money that was owed to us or that we requested money back. We claimed some
16 income and some not income, correct? On both years? We claimed on 2002, we
17 claimed \$20 of income and on 2003 because of an early IRA distribution it was close
18 to \$300 or something like that. So we did claim some income, is that correct?

19 A. There was some, there was some income reported --

20 Q. Yes.

21 A. -- On each of your returns.

22 Q. Okay. I think you said you were head office based Department of Justice Tax
23 Division Specialist, Mr. Metcalfe? If I remember correctly from yesterday?

24 A. What my title is?

25 Q. Yes. Something like that?



Department of the Treasury
Internal Revenue Service
KANSAS CITY, MO 64999-0025

Date of this notice: SEP. 29, 2003
Taxpayer Identifying Number
Form: 1040 Tax Period: DEC. 31, 2002

For assistance you may
call us at:

OUR REPRESENTATIVE
1-800-829-0922



PETER E & DOREEN M HENDRICKSON
232 ORIOLE RD
COMMERCE TWP MI 48382-4047325

WE RECEIVED YOUR FORM 1040 INCOME TAX RETURN FOR THE YEAR 2002 WHICH SHOWS A REFUND OF \$10,152.96. ACCORDING TO OUR RECORDS, YOU HAVEN'T FILED YOUR TAX RETURN(S) FOR THE TAX YEAR(S) 2000, 2001.

WE HAVE REASON TO BELIEVE YOU WILL OWE TAXES FOR THE UNFILED YEAR(S), THEREFORE, WE ARE HOLDING YOUR TAX REFUND UNTIL YOU FILE YOUR RETURN OR EXPLAIN WHY YOU HAVEN'T FILED.

IF YOU HAVE FILED THE RETURN(S), OR IF YOU AREN'T REQUIRED TO FILE THEM, PLEASE CONTACT US. IF YOU ARE REQUIRED TO FILE, PLEASE SEND THE RETURN(S) TO THIS OFFICE AT THE ADDRESS SHOWN. YOU MUST RESPOND WITHIN THIRTY DAYS.

IF WE DON'T RECEIVE YOUR RETURN(S) OR AN ACCEPTABLE EXPLANATION FOR NOT FILING BY OCT. 29, 2003, WE MAY PREPARE THE RETURN(S) FOR YOU BASED ON THE INFORMATION WE HAVE, WHICH MAY NOT BE TO YOUR ADVANTAGE.

IF YOU ARE ALREADY WORKING WITH AN IRS EMPLOYEE TO RESOLVE THIS MATTER, YOU SHOULD LET THAT PERSON KNOW THAT YOUR REFUND IS BEING HELD. OTHERWISE, IF YOU HAVE ANY QUESTIONS ABOUT THIS LETTER, PLEASE CALL OUR REPRESENTATIVE AT THE NUMBER SHOWN ABOVE, OR WRITE TO US AT THE ADDRESS SHOWN ABOVE.

WI



Department of the Treasury
Internal Revenue Service
KANSAS CITY, MO 64999-0025

Date of this notice: SEP. 29, 2003
Taxpayer Identifying Number
Form: 1040 Tax Period: DEC. 31, 2002

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Copies of our returns for the years to which you refer are attached, along with proofs of your having received them. Please remit our refund promptly.

If, as citizens and residents of Michigan, the Form 1040 is not the correct form for us to be using, please respond with an appropriate clarification within 30 days.

*Attached: 1040 for year 2000 w/ proof of delivery
1040 for year 2001 w/ proof of delivery*



Department of the Treasury
Internal Revenue Service
KANSAS CITY, MO 64999-0025

Date of this notice:
Taxpayer Identifying Number
Form: 1040

NOV. 3, 2003
Tax Period: DEC. 31, 2002

For assistance you may
call us at:
1-800-829-0922



PETER E & DOREEN M HENDRICKSON
232 ORIOLE RD
COMMERCE TWP MI 48382-4047325

Or you may write to us at
the address shown at the
left. If you write, be
sure to attach the bottom
part of this notice.

CALLER ID: 960522

**OVERPAID TAX APPLIED TO
OTHER FEDERAL TAXES OWED ON
SECONDARY SOCIAL SECURITY NUMBER**

OUR RECORDS SHOW YOU OWED OTHER FEDERAL TAXES UNDER SOCIAL SECURITY NUMBER
, THEREFORE \$1,699.86 OF THE OVERPAID TAX ON YOUR TAX RETURN FOR THE
ABOVE YEAR HAS BEEN APPLIED TO THE UNPAID AMOUNT. THE FIGURES BELOW SHOW THE AMOUNT OF
ANY REFUND DUE YOU. IF SO, A CHECK WILL BE SENT TO YOU FOR THE TOTAL AMOUNT DUE IF IT IS
MORE THAN \$1 AND YOU OWE NO OTHER OBLIGATIONS. HOWEVER, IF THE AMOUNT DUE YOU IS LESS
THAN \$1, IT WILL BE SENT TO YOU ONLY IF YOU ASK FOR IT.

TAX STATEMENT

YOUR OVERPAID TAX ON RETURN.....\$10,152.96
AMOUNT OF OVERPAID TAX APPLIED.....\$1,699.86

AMOUNT TO BE APPLIED TO OTHER OBLIGATIONS,
REFUNDED, OR APPLIED TO YOUR ESTIMATED TAX.....\$8,453.10

(IF YOU ARE DUE A REFUND FROM THE INTERNAL REVENUE SERVICE, YOUR CHECK WILL BE MAILED
IN 6 TO 8 WEEKS. ANY INTEREST DUE YOU WILL BE ADDED).

HOW YOUR OVERPAID TAXES WERE APPLIED

SOCIAL SECURITY NUMBER	FORM(S)	TAX PERIOD(S)	AMOUNT APPLIED
	1040	DEC. 31, 2000	\$1,699.86

THIS IS NOT A BILL. YOU MAY RECEIVE ANOTHER NOTICE IN THE NEXT FEW WEEKS.

To make sure that IRS employees give courteous responses and correct information to taxpayers, a second IRS employee sometimes listens in on
telephone calls.
Keep this part for your records Overlay 5 Form 8489 (Rev.8-91)

Return this part to us with your check or inquiry

Your telephone number () -	Best time to call
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INTERNAL REVENUE SERVICE
KANSAS CITY, MO 64999-0025

PETER E & DOREEN M HENDRICKSON
232 ORIOLE RD
COMMERCE TWP MI 48382-4047325



WI



Department of the Treasury
Internal Revenue Service
KANSAS CITY, MO 64999-0025

Date of this notice: DEC. 22, 2003
Taxpayer Identifying Number
Form: 1040 Tax Period: DEC. 31, 2002

For assistance you may
call us at:
1-800-829-0922



DOREEN M HENDRICKSON
232 ORIOLE RD
COMMERCE TWP MI 48382-4047325

FOR ACCOUNT OF PETER E & DOREEN M HENDRICKSON
OVERPAID TAX APPLIED TO OTHER TAXES YOU OWE

WE APPLIED \$6,521.11 OF THE OVERPAID TAX ON YOUR 2002 TAX RETURN TO THE
UNPAID BALANCE OF OTHER FEDERAL TAXES WHICH OUR RECORDS SHOW YOU OWE.

YOU MAY STILL BE DUE A REFUND IF WE APPLIED ONLY PART OF YOUR OVERPAYMENT TO
OTHER TAXES. YOU ALSO MAY BE DUE A REFUND IF YOU RECENTLY MADE A PAYMENT AGAINST
THE OTHER TAXES THAT WE HAD NOT CREDITED WHEN WE APPLIED YOUR OVERPAYMENT. IN
EITHER CASE, YOU WILL RECEIVE A CHECK FOR ANY REFUND DUE YOU AS LONG AS THE AMOUNT
IS GREATER THAN ONE DOLLAR. YOU MUST REQUEST A REFUND OF LESS THAN ONE DOLLAR.
IF YOU HAVE ANY QUESTIONS, PLEASE CALL US AT THE NUMBER LISTED ABOVE.

THE FIGURES BELOW SHOW OUR CALCULATION:

HOW WE APPLIED YOUR OVERPAYMENT

AMOUNT OF OVERPAID TAX ON YOUR RETURN.....	\$8,453.10
AMOUNT OF INTEREST YOU EARNED ON OVERPAYMENT.....	\$.00
TOTAL AMOUNT DUE YOU.....	\$8,453.10
TOTAL AMOUNT APPLIED.....	\$6,521.11
AMOUNT YOU WILL RECEIVE AS A REFUND.....	\$1,931.99
(ANY INTEREST DUE YOU WILL BE ADDED)	

WHERE WE APPLIED YOUR OVERPAYMENT

FORM(S)	TAX PERIOD(S)	AMOUNT(S) APPLIED	BALANCE REMAINING
1040	DEC. 31, 2001	\$6,521.11	\$.00

WE WANTED TO ENSURE THAT BOTH YOU AND YOUR SPOUSE RECEIVE THIS NOTICE, SO
WE'VE SENT A COPY TO EACH OF YOU. EACH COPY CONTAINS THE SAME INFORMATION
RELATED TO YOUR JOINT ACCOUNT. ANY AMOUNT YOU OWE OR BALANCE DUE SHOWN
SHOULD BE PAID ONLY ONCE. WE WILL ISSUE ANY REFUND SHOWN ONLY ONCE.

HELPFUL HINT: FOR FASTER SERVICE, TRY CALLING US ANY DAY EXCEPT MONDAY WHEN OUR
CALL VOLUMES ARE HIGHEST.



Department of the Treasury
Internal Revenue Service
KANSAS CITY, MO 64999-0025

Date of this notice: JAN. 5, 2004
Taxpayer Identifying Number
Form: 1040 Tax Period: DEC. 31, 2002

For assistance you may
call us at:
1-800-829-0922



DOREEN M HENDRICKSON
232 ORIOLE RD
COMMERCE TWP MI 48382-4047325

FOR ACCOUNT OF PETER E & DOREEN M HENDRICKSON
OVERPAID TAX APPLIED TO OTHER TAXES YOU OWE

WE APPLIED \$1,931.99 OF THE OVERPAID TAX ON YOUR 2002 TAX RETURN TO THE
UNPAID BALANCE OF OTHER FEDERAL TAXES WHICH OUR RECORDS SHOW YOU OWE.

YOU MAY STILL BE DUE A REFUND IF WE APPLIED ONLY PART OF YOUR OVERPAYMENT TO
OTHER TAXES. YOU ALSO MAY BE DUE A REFUND IF YOU RECENTLY MADE A PAYMENT AGAINST
THE OTHER TAXES THAT WE HAD NOT CREDITED WHEN WE APPLIED YOUR OVERPAYMENT. IN
EITHER CASE, YOU WILL RECEIVE A CHECK FOR ANY REFUND DUE YOU AS LONG AS THE AMOUNT
IS GREATER THAN ONE DOLLAR. YOU MUST REQUEST A REFUND OF LESS THAN ONE DOLLAR.
IF YOU HAVE ANY QUESTIONS, PLEASE CALL US AT THE NUMBER LISTED ABOVE.

THE FIGURES BELOW SHOW OUR CALCULATION:

HOW WE APPLIED YOUR OVERPAYMENT

AMOUNT OF OVERPAID TAX ON YOUR RETURN.....	\$1,931.99
AMOUNT OF INTEREST YOU EARNED ON OVERPAYMENT.....	\$.00
TOTAL AMOUNT DUE YOU.....	\$1,931.99
TOTAL AMOUNT APPLIED.....	\$1,931.99
AMOUNT YOU WILL RECEIVE AS A REFUND.....	\$.00
(ANY INTEREST DUE YOU WILL BE ADDED)	

WHERE WE APPLIED YOUR OVERPAYMENT

FORM(S)	TAX PERIOD(S)	AMOUNT(S) APPLIED	BALANCE REMAINING
1040A	DEC. 31, 2000	\$1,931.99	\$5,435.91

WE WANTED TO ENSURE THAT BOTH YOU AND YOUR SPOUSE RECEIVE THIS NOTICE, SO
WE'VE SENT A COPY TO EACH OF YOU. EACH COPY CONTAINS THE SAME INFORMATION
RELATED TO YOUR JOINT ACCOUNT. ANY AMOUNT YOU OWE OR BALANCE DUE SHOWN
SHOULD BE PAID ONLY ONCE. WE WILL ISSUE ANY REFUND SHOWN ONLY ONCE.

HELPFUL HINT: FOR FASTER SERVICE, TRY CALLING US ANY DAY EXCEPT MONDAY WHEN OUR
CALL VOLUMES ARE HIGHEST.



Department of the Treasury
Internal Revenue Service
Chief, Service Center Collection Branch
KANSAS CITY, MO 64999-0030

Date of this notice: MAY 24, 2004
Taxpayer Identifying Number:

Form: 1040
Tax Period: DEC. 31, 2003

For assistance you may call us at:
1-800-829-0922

PETER E HENDRICKSON
232 ORIOLE RD
COMMERCE TWP MI 48382-4047325

Helpful Hint: For faster service, try calling
us any day except Monday when our call
volumes are highest.

200405 X-REF: 200405X-REF:3

Delay in Processing Your Refund

We are sorry, but there is a delay in processing your overpayment for the above tax period because we must check to make sure you do not owe other Federal taxes. This will take about 6 to 8 weeks.

Your Overpaid Tax Shown on Return: \$4,676.56

If you owe other Federal taxes, all or part of your overpaid taxes may be applied. If you requested a refund and don't owe other Federal taxes, a check will be sent to you for the amount you overpaid. Any interest due you will be included in the check.

No further action is required of you.



Department of the Treasury
 Internal Revenue Service
 KANSAS CITY, MO 64999-0025

Date of this notice: MAY 24, 2004
 Taxpayer Identifying Number
 Form: 1040 Tax Period: DEC. 31, 2003

For assistance you may
 call us at:
 1-800-829-0922

CALLER ID: 091598

PETER E HENDRICKSON
 232 ORIOLE RD
 COMMERCE TWP MI 48382-4047325

FOR ACCOUNT OF PETER E & DOREEN M HENDRICKSON
 OVERPAID TAX APPLIED TO OTHER TAXES YOU OWE

WE APPLIED \$5,551.44 OF THE OVERPAID TAX ON YOUR 2003 TAX RETURN TO THE UNPAID BALANCE OF OTHER FEDERAL TAXES WHICH OUR RECORDS SHOW YOU OWE.

YOU MAY STILL BE DUE A REFUND IF WE APPLIED ONLY PART OF YOUR OVERPAYMENT TO OTHER TAXES. YOU ALSO MAY BE DUE A REFUND IF YOU RECENTLY MADE A PAYMENT AGAINST THE OTHER TAXES THAT WE HAD NOT CREDITED WHEN WE APPLIED YOUR OVERPAYMENT. IN EITHER CASE, YOU WILL RECEIVE A CHECK FOR ANY REFUND DUE YOU AS LONG AS THE AMOUNT IS GREATER THAN ONE DOLLAR. YOU MUST REQUEST A REFUND OF LESS THAN ONE DOLLAR. IF YOU HAVE ANY QUESTIONS, PLEASE CALL US AT THE NUMBER LISTED ABOVE.

THE FIGURES BELOW SHOW OUR CALCULATION:

HOW WE APPLIED YOUR OVERPAYMENT

AMOUNT OF OVERPAID TAX ON YOUR RETURN.....	\$10,228.00
AMOUNT OF INTEREST YOU EARNED ON OVERPAYMENT.....	\$.00
TOTAL AMOUNT DUE YOU.....	\$10,228.00
TOTAL AMOUNT APPLIED.....	\$5,551.44
AMOUNT YOU WILL RECEIVE AS A REFUND.....	\$4,676.56
(ANY INTEREST DUE YOU WILL BE ADDED)	

WHERE WE APPLIED YOUR OVERPAYMENT

FORM(S)	TAX PERIOD(S)	AMOUNT(S) APPLIED	BALANCE REMAINING
1040	DEC. 31, 2000	\$5,551.44	\$.00

WE WANTED TO ENSURE THAT BOTH YOU AND YOUR SPOUSE RECEIVE THIS NOTICE, SO WE'VE SENT A COPY TO EACH OF YOU. EACH COPY CONTAINS THE SAME INFORMATION RELATED TO YOUR JOINT ACCOUNT. ANY AMOUNT YOU OWE OR BALANCE DUE SHOWN SHOULD BE PAID ONLY ONCE. WE WILL ISSUE ANY REFUND SHOWN ONLY ONCE.

HELPFUL HINT: FOR FASTER SERVICE, TRY CALLING US ANY DAY EXCEPT MONDAY WHEN OUR CALL VOLUMES ARE HIGHEST.



Stop 5000 R-2 (Collection Dept.)
KANSAS CITY MO 64999-0030

In reply refer to: 0967205462
June 30, 2004 LTR 678C
200312 30 000
12456
BODC: WI

PETER E & DOREEN M HENDRICKSON
232 ORIOLE RD
COMMERCE TWP MI 48382-4047325

Taxpayer Identification Number: ~~XXXXXXXXXX~~
Tax Period: Dec. 31, 2003
Tax Form: 1040

Dear Taxpayer:

This is to let you know that you have an overpayment of \$4,676.56 on your Form 1040 for the tax period shown at the top of this letter.

We applied part of your overpayment to the civil penalties we charged you as shown at the end of this letter.

If you have any questions, please call us toll free at 1-800-829-0922.

If you prefer, you may write to us at the address shown at the top of the first page of this letter.

Whenever you write, please include this letter and, in the spaces below, give us your telephone number with the hours we can reach you. Keep a copy of this letter for your records.

Telephone Number () _____ Hours _____

Sincerely yours,

Debra K. Hurst
Operations Manager, Collection

0967205462
June 30, 2004 LTR 678C
200312 30 000
12457

PETER E & DOREEN M HENDRICKSON
232 ORIOLE RD
COMMERCE TWP MI 48382-4047325

Overpayment was applied to these accounts:

Amount Applied	Form	Taxpayer Identification Number	Tax Period
\$ 529.18	CIV PEN	[REDACTED]	Dec. 31, 2001
\$ 553.17	CIV PEN	[REDACTED]	Dec. 31, 2000
\$ 515.66	CIV PEN	[REDACTED]	Dec. 31, 2000



United States Treasury ¹⁵⁻⁵¹/₀₀₀

A 340,235,212

Check No.



09 24 04 71 AUSTIN, TEXAS

2306 58720576

58720576 I30 012030938HEND KANS CYTAX REFUND

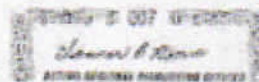
Pay to the order of PETER E & DOREEN M HENDRICKSON

12/03
76

\$\$\$3172*30

VOID AFTER ONE YEAR

60.84 INTEREST



⑈ 23067 ⑈

⑆000000518⑆ 587205762⑈ 040904