

050920172344

Elías Agredo-Narvaez  
C/O ELIAS AGREDO-NARVAEZ  
1080-B East veterans highway  
Jackson New Jersey  
[08527]

Department of the Treasury  
Internal Revenue Service  
P.O. Box 9052  
Andover, MA 01810-9052

May 9, 2017

**RE: Notice CP49 TAX YEAR 2016, CALLER ID# 648388.**

Dear IRS,

Thank you for your letter/notice dated May 15, 2017 of which copy is enclosed along with this response.

In your latter so said:

We applied \$2183.07 **of your OVERPAYMENT** to an unpaid balance. As a result, your **REFUND** has been reduced to \$0.00.

And you proceeded to explain that the **alleged unpaid balance** was for a civil penalty owed for December 31, 2013.

**Let's Set the record straight:** I have repeated times informed the IRS of the fact that no procedurally properly assessed penalties or taxes have ever been recorded into the IMF and other relevant IRS's FILES, this can be clearly seen in the **TAX TRANSCRIPTS** (enclosed for your enlightenment) and other relevant documents obtained via FOIA requests. In fact, in those transcripts clearly says that money is owed to me.

But in spite the fact that those transcripts **DO CONFIRM** that money is owed to me, and that this is further acknowledged in a **notice CP12 dated January 2, 2017** (copy of it also included) *notice however that the amount originally \$1,039.56 or \$1,067.42 with applicable interest shown in that letter has also been disputed by me because it fails to include other amounts improperly withheld as social security \$2103.51 and Medicare taxes \$491.95 so the correct amount owed to me for the year 2013 is \$3635.02 of course applicable interest since 2014 will have to be added to this amount by law since the IRS is being maliciously retaining my funds.( you do the math.)*

Now, for the record. Take notice that you had only credited **\$2,183.07 as OVERPAYMENT**, but failed to include other amounts erroneously withheld as social security and Medicare taxes (but lawfully requested refund of) making the total amount of MY **2016 REQUEST FOR REFUND \$ 7,255.64** Please accept this communication as yet another respectful request for refund of **\$ 7,255.64 for the year 2016**.

Also for the record. Take notice that your notice **CP12** has accomplished the following on my favor and for all lawful purposes, **first**; your notice acknowledges that there was (although an erroneous amount) in fact an **overpayment**, and **second**, that therefore a **refund** shall have been issued to me, but which you conveniently decided to retain as a payment of an assessment never done under any applicable law.

I disagree with your conclusions and once more demand under the authority of **26 C.F.R. 301.6203-1**. minimum clarification as the nature of, and reason for, any alleged penalties assessments, the process by which any and all relevant determinations reflected in and by your office were arrived at, and anything else pertinent to the matter. I also demand any and all due process to which I am entitled to or which is in any way appropriate and/or available to me under any provision or practice of common, statutory, and/or administrative law or protocol including, but not limited to, that to which your letter/notice CP12 refers to. Be advised that it is my intent as expressed before to audio record any and all proceedings for which such option is lawfully available to me, and to also file civil suit for refund of all unlawfully and maliciously retained funds since 2013 and that this letter should also serve as my notice to you of that intent.

I declare that I make no admissions as to my status, the legitimacy of your implicit or explicit assertions, or the fines (**or unpaid amounts,**) or the fitness of any particular legal or administrative protocol by responding to your **letter/ notice CP12** or by requesting or demanding the due process referenced above.

This concludes my response to your notice.

Respectfully;

Date: 05-09-17  
Elias Agredo-Narvaez, Private sector.

**Attachments:**

This response	2 pages
Copy of your notice CP49	1 page
Partial copy of tax transcript	1 page
Copy of CP12 for 2013 caller id# 586538	
With my rebutals	3 pages
TOTAL PAGES INCLUDED	7 pages

This document and all attachments must be filed as a permanent part of my IRS/TDA/AIMS/IMF 23C Record. If such record/s has/had been deleted or substituted, this demand still applies.  
Name initials EAN



Department of the Treasury  
Internal Revenue Service  
P.O. Box 9052  
Andover, MA 01810-9052

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ELIAS AGREDO-NARVAEZ  
1080 E VETERANS HWY APT 1080 B  
JACKSON NJ 08527-2934

36035



Notice	CP49
Tax Year	2016
Notice date	May 15, 2017
Social Security number	
To contact us	1-800-829-0922
Your Caller ID	648388
Page 1 of 1	9H

We applied \$2,183.07 of your 2016 overpayment to an unpaid balance

**Refund due: \$0.00**

We applied your 2016 Form 1040 overpayment  
to an amount owed for 2013.

As a result, your refund has been reduced to  
\$0.00.

#### Summary

Overpayment for 2016	-\$2,183.07
Amount applied to civil penalty owed for December 31, 2013	2,183.07
<b>Refund due</b>	<b>\$0.00</b>

#### What you need to do

You don't need to do anything.

#### Additional information

- Visit [www.irs.gov/cp49](http://www.irs.gov/cp49)
- For tax forms, instructions, and publications, visit [www.irs.gov/formspubs](http://www.irs.gov/formspubs) or call 1-800-TAX-FORM (1-800-829-3676).
- You can contact us by mail at the address at the top of this notice. Be sure to include your social security number, the tax year, and the form number you are writing about.
- Keep this notice for your records.

If you need assistance, please don't hesitate to contact us.





# Internal Revenue Service

United States Department of the Treasury

This Product Contains Sensitive Taxpayer Data

## Account Transcript

Request Date: 01-03-2017  
Response Date: 01-03-2017  
Tracking Number: 100309623816

FORM NUMBER: 1040  
TAX PERIOD: Dec. 31, 2013

TAXPAYER IDENTIFICATION NUMBER:  
SPOUSE TAXPAYER IDENTIFICATION NUMBER:

ELIAS AGREDO-NARVAEZ

--- ANY MINUS SIGN SHOWN BELOW SIGNIFIES A CREDIT AMOUNT ---

ACCOUNT BALANCE:	-1,039.56	
ACCRUED INTEREST:	0.00	AS OF: Jan. 02, 2017
ACCRUED PENALTY:	0.00	AS OF: Jan. 02, 2017

ACCOUNT BALANCE PLUS ACCRUALS  
(this is not a payoff amount): -1,039.56

\*\* INFORMATION FROM THE RETURN OR AS ADJUSTED \*\*

EXEMPTIONS:	03
FILING STATUS:	Married Filing Separate
ADJUSTED GROSS INCOME:	0.00
TAXABLE INCOME:	0.00
TAX PER RETURN:	0.00
SE TAXABLE INCOME TAXPAYER:	0.00
SE TAXABLE INCOME SPOUSE:	0.00
TOTAL SELF EMPLOYMENT TAX:	0.00

RETURN DUE DATE OR RETURN RECEIVED DATE (WHICHEVER IS LATER)	Apr. 24, 2016
PROCESSING DATE	Jan. 02, 2017

### TRANSACTIONS

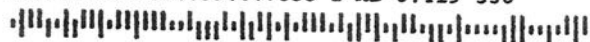
CODE	EXPLANATION OF TRANSACTION	CYCLE	DATE	AMOUNT
150	Tax return filed	20165005	01-02-2017	\$0.00
n/a	89221-297-96411-6			
806	W-2 or 1099 withholding		04-15-2014	-\$1,039.56



Department of the Treasury  
Internal Revenue Service  
Fresno, CA 93888-0025

page 1 of 3

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ELIAS AGREDO-NARVAEZ  
1080 E VETERANS HWY APT 1080 B  
JACKSON NJ 08527-2934

3601

Notice	CP12
Tax Year	2013
Notice date	January 2, 2017
Social Security number	
To contact us	1-800-829-0922
Your Caller ID	586538
Page 1 of 3	89H

Changes to your 2013 Form 1040

**Adjusted refund: \$1,067.42**

We believe there's a miscalculation on your 2013 Form 1040, which affects the following area of your return:

- Tax Payments

We made changes to your return that correct this error. As a result, you are due a refund of \$1,067.42.

**Summary**

Payments you made	-\$1,039.56
Tax you owed	0.00
<b>Refund due</b>	<b>* \$1,067.42</b>

\*Your refund will be more if we owe you interest

**What you need to do. CONCLUSION:**

I don't need to do anything else. My statements were made under Penalties and Before an County Official. If you have contradicting information, you need to do the same

Review this notice, and compare our changes to the information on your tax return.

**If you agree with the changes we made**

- If you haven't received a refund for \$1,067.42, you should receive it within 4-6 weeks as long as you don't owe other tax or debts we're required to collect.

I DO NOT agree with the changes you intend to do on my statements because you have no show how you arrived at your conclusions.

Continued on back...



ELIAS AGREDO-NARVAEZ  
1080 E VETERANS HWY APT 1080 B  
JACKSON NJ 08527-2934

Notice	CP12
Notice date	January 2, 2017
Social Security number	

If your address has changed, please call 1-800-829-0922 or visit [www.irs.gov](http://www.irs.gov).

- ☐ Please check here if you've included any correspondence. Write your Social Security number, the tax year (2013), and the form number (1040) on any correspondence.

Primary phone ☐ a.m. ☐ p.m. Best time to call Secondary phone ☐ a.m. ☐ p.m. Best time to call

**Contact information**

INTERNAL REVENUE SERVICE  
FRESNO, CA 93888-0025



QP AGRE 30 0 201312



Notice	CP12
Tax Year	2013
Notice date	January 2, 2017
Social Security number	
Page 2 of 3	89H

What you need to do — continued

You Just heard from me  
So there is nothing for you  
to assume, or presume.

Obviously, I don't agree to  
the alleged changes you  
allegedly made to my statements.

If you don't agree with the changes

- Call 1-800-829-0922 to review your account. You can also contact us by mail. Fill out the Contact information section, detach, and send it to us with any correspondence or documentation.
- If we don't hear from you, we'll assume you agree with the information in this notice.

Changes to your 2013 tax return

Information was changed because of the following:

- We changed the amount claimed as federal income tax withheld on your tax return to reflect the amounts shown on Form(s) W-2, 1099, or other supporting documents. what about my FORM 4852?

Your tax calculations

Description	Your calculations	IRS calculations
Adjusted gross income, line 37	\$0.00	\$0.00
Taxable income, line 43	0.00	0.00
Total tax, line 61	\$0.00	\$0.00

Your payments and credits

Here, you  
need to add \$2103.51 withheld  
under color of Social Security tax,  
1491.95 for medicare for a total  
of \$2,595.46 which you failed  
to include as erroneously taxed or  
collected funds.

Description	IRS calculations
Income tax withheld, line 62	\$1,039.56
Estimated tax payments, line 63	0.00
Other credits, lines 64a, 65-71	0.00
Other payments	0.00
Total payments and credits	\$1,039.56
	+ 2,595.46
	\$3635.02

Next steps

Report any interest paid on your refund as taxable income on your tax return for this year.

Please refer to the Form 4852 attached to my return, Box 9 therein specifically and unequivocally explains why I am making a request for a complete or full refund of all withheld funds, Because the funds were erroneously collected or exposed to taxation due to the reliance on "Bad Payer's DATA". Regardless of how it was called, it was money erroneously transferred to the treasury/IRS. Several requests have been made to Please refund to me all funds lawfully owed to me, this is yet another Request.

Please refund to me the amount of \$3635.02 Plus applicable interests without any further delay.

Elias Agredo-Narvaez

01, 14, 2017

this response and all it's attachments must be filed as a permanent part of my IRS/TDA/AIMS/IMF23C record. If record(s) have/has been deleted or substituted, this demand still applies.  
INITIALS: E.A.


Notice	CP12
Tax Year	2013
Notice date	January 2, 2017
Social Security number	
Page 3 of 3	89H

**Additional information**

- Visit [www.irs.gov/cp12](http://www.irs.gov/cp12)
- For tax forms, instructions, and publications, visit [www.irs.gov](http://www.irs.gov) or call 1-800-TAX-FORM (1-800-829-3676).
- Did you e-file your tax return? Electronically filed returns are less likely to have math errors resulting in notices such as this one. It's free to file your taxes electronically. Go to [www.irs.gov/efile](http://www.irs.gov/efile) for information and instructions.
- Keep this notice for your records.
- Activity on your 2013 account may be delaying the release of your refund. You will receive a notice explaining this delay.
- **Estimated Tax Filers Note:** If you pay estimated taxes, check your computation of estimated tax to see if you should adjust your estimated tax payments.

If you need assistance, please don't hesitate to contact us.



SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY		
<p>■ Complete items 1, 2, and 3.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:</p> <p style="font-size: 1.2em; color: blue;">Department of the Treasury Internal Revenue Service P.O. Box 9052 Andover, MA 01810-9052</p> <div style="text-align: center;">             9590 9402 2191 6193 9200 50         </div> <p>2. Article Number (Transfer from service label)</p> <p style="font-size: 1.2em; color: blue;">7016 2070 0000 2480 7084</p>	<p>A. Signature</p> <p><b>X</b> <span style="border: 1px solid red; padding: 5px; display: inline-block; text-align: center;">INTERNAL REVENUE SERVICE</span> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <div style="border: 1px solid red; padding: 10px; text-align: center; margin: 10px 0;"> <span style="color: red; font-size: 1.2em;">ANDOVER MA 01810</span> </div> <p>3. Service Type</p> <table style="width: 100%;"> <tr> <td style="vertical-align: top;"> <input type="checkbox"/> Adult Signature  <input type="checkbox"/> Adult Signature Restricted Delivery  <input checked="" type="checkbox"/> Certified Mail®  <input type="checkbox"/> Certified Mail Restricted Delivery  <input type="checkbox"/> Collect on Delivery  <input type="checkbox"/> Collect on Delivery Restricted Delivery  <input type="checkbox"/> Insured Mail  <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)             </td> <td style="vertical-align: top;"> <input type="checkbox"/> Priority Mail Express®  <input type="checkbox"/> Registered Mail™  <input type="checkbox"/> Registered Mail Restricted Delivery  <input checked="" type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Signature Confirmation™  <input type="checkbox"/> Signature Confirmation Restricted Delivery             </td> </tr> </table>	<input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	<input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery
<input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Insured Mail <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	<input type="checkbox"/> Priority Mail Express® <input type="checkbox"/> Registered Mail™ <input type="checkbox"/> Registered Mail Restricted Delivery <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature Confirmation™ <input type="checkbox"/> Signature Confirmation Restricted Delivery		

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

7016 2070 0000 2480 7084

**U.S. Postal Service™**  
**CERTIFIED MAIL® RECEIPT**  
*Domestic Mail Only*

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®

ANDOVER MA 01810
OFFICIAL USE

<p>Certified Mail Fee \$3.35</p> <p>Extra Services &amp; Fees (check box, add fee as appropriate)</p> <p><input type="checkbox"/> Return Receipt (hardcopy) \$0.00</p> <p><input type="checkbox"/> Return Receipt (electronic) \$0.00</p> <p><input type="checkbox"/> Certified Mail Restricted Delivery \$0.00</p> <p><input type="checkbox"/> Adult Signature Required \$0.00</p> <p><input type="checkbox"/> Adult Signature Restricted Delivery \$0.00</p> <p>Postage \$1.19</p> <p>Total Postage and Fees \$7.29</p>	<p style="text-align: center;">0366 13</p> <p style="text-align: center;">Postmark Here</p> <p style="text-align: center; font-size: 1.2em;">05/10/2017</p>
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Sent To Department of the Treasury

Street and Apt. No., or PO Box No. IRS P.O. Box 9052

City, State, ZIP+4® Andover, MA 01810-9052

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions