

# Identity Theft Affidavit

Complete this form if you need the IRS to mark an account to identify questionable activity.

**Section A - Check the following boxes in this section that apply to the specific situation you are reporting** (Required for all filers)

- 1. I am submitting this Form 14039 for myself
- 2. This Form 14039 is submitted in response to a 'Notice' or 'Letter' received from the IRS
  - Please provide 'Notice' or 'Letter' number(s) on the **line to the right** \_\_\_\_\_
  - Please check box 1 in **Section B** and see special mailing and faxing instructions on reverse side of this form.
- 3. I am submitting this Form 14039 on behalf of my 'dependent child or dependent relative'
  - Please complete **Section E** on reverse side of this form.
  - Caution:** If filing this on behalf of your 'dependent child or dependent relative', filing this form will protect his or her tax account but it will **not** prevent the victim in **Section C** below from being claimed as a dependent by another person.
- 4. I am submitting this Form 14039 on behalf of another person (other than my dependent child or dependent relative)
  - Please complete **Section E** on reverse side of this form.

**Section B - Reason For Filing This Form** (Required)

Check only **ONE** of the following boxes that apply to the person listed in **Section C** below.

- 1. **Someone used my information to file taxes**
- 2. **I don't know if someone used my information to file taxes, but I'm a victim of identity theft**

**Please provide an explanation** of the identity theft issue, how you became aware of it and provide relevant dates. If needed, please attach additional information and/or pages to this form.

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**Section C - Name and Contact Information of Identity Theft Victim** (Required)

Victim's last name	First name	Middle initial	<b>Taxpayer Identification Number</b> (Please provide 9-digit Social Security Number)
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**Current mailing address** (apartment or suite number and street, or P.O. Box) If deceased, please provide last known address

Current city	State	ZIP code
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<b>Tax Year(s) you experienced identity theft</b> (If not known, enter 'Unknown' in one box below)	<b>What is the last year you filed a return</b>								
<table border="1"> <tr> <td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td><td> </td> </tr> </table>									

<b>Address used on last filed tax return</b> (If different than 'Current')	<b>Names used on last filed tax return</b> (If different than 'Current')
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City (on last tax return filed)	State	ZIP code
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<b>Telephone number with area code</b> (Optional) If deceased, please indicate 'Deceased'	Best time(s) to call
Home telephone number                      Cell phone number	

**Language in which you would like to be contacted**       English       Spanish

**Section D - Penalty of Perjury Statement and Signature** (Required)

Under penalty of perjury, I declare that, to the best of my knowledge and belief, the information entered on this Form 14039 is true, correct, complete, and made in good faith.

<b>Signature of taxpayer, or representative, conservator, parent or guardian</b>	Date signed
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**Submit this completed form to either the mailing address or the FAX number provided on the reverse side of this form.**

**Section E – Representative, Conservator, Parent or Guardian Information** (Required if completing Form 14039 on someone else's behalf)

Check only **ONE** of the following five boxes next to the reason you are submitting this form

- 1. The taxpayer is deceased and I am the surviving spouse**
  - No attachments are required, including death certificate.
- 2. The taxpayer is deceased and I am the court-appointed or certified personal representative**
  - Attach a copy of the court certificate showing your appointment.
- 3. The taxpayer is deceased and a court-appointed or certified personal representative has not been appointed**
  - Attach copy of death certificate or formal notification from a government office informing next of kin of the decedent's death.
  - Indicate your relationship to decedent:  Child  Parent/Legal Guardian  Other \_\_\_\_\_
- 4. The taxpayer is unable to complete this form and I am the appointed conservator or have Power of Attorney/Declaration of Representative authorization per IRS Form 2848**
  - Attach a **copy** of documentation showing your appointment as conservator or POA authorization.
  - If you have an IRS issued **Centralized Authorization File (CAF) number, enter the nine-digit number:**
- 5. The person is my dependent child or my dependent relative**

By checking this box and signing below you are indicating that you are an authorized representative, as parent, guardian or legal guardian, to file a legal document on the dependent's behalf.

  - Indicate your relationship to person:  Parent/Legal Guardian  Fiduciary Relationship per IRS Form 56  
 Power of Attorney  Other

Representative's name

Last name	First name	Middle initial
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Representative's current mailing address (City, town or post office, state, and ZIP code)

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Representative's telephone number

**Instructions for Submitting this Form**

Submit this completed and signed form to the IRS via **Mail** or **FAX** to specialized IRS processing areas dedicated to assist you. In **Section C** of this form, be sure to include the Social Security Number in the 'Taxpayer Identification Number' field.

**Help us avoid delays:**

- Choose one method of submitting this form either by Mail or by FAX, not both.
- Please provide clear and readable photocopies of any additional information you may choose to provide.
- Note that 'tax returns' may not be submitted to either the mailing address or FAX number.

Submitting by Mail	Submitting by FAX
<ul style="list-style-type: none"> <li>• If you checked <b>Box 1 in Section B in response to a notice or letter received from the IRS</b>, return this form and if possible, a copy of the notice or letter to the address contained in the notice or letter.</li> <li>• If you checked <b>Box 1 in Section B of Form 14039, are unable to file your tax return electronically because the primary and/ or secondary SSN was misused, attach this Form 14039 to the back of your paper tax return</b> and submit to the IRS location where you normally file your tax return.</li> <li>• If you've already filed your paper return, please submit this Form 14039 to the IRS location where you normally file. Refer to the 'Where Do You File' section of your return instructions or visit IRS.gov and input the search term 'Where to File'.</li> <li>• If you checked <b>Box 2 in Section B of Form 14039 (no current tax-related issue)</b>, mail this form to:   <div style="text-align: center;"> <b>Department of the Treasury</b>  <b>Internal Revenue Service</b>  <b>Fresno, CA 93888-0025</b> </div> </li> </ul>	<ul style="list-style-type: none"> <li>• If you checked <b>Box 1 in Section B of Form 14039 and are submitting this form in response to a notice or letter received from the IRS. If it provides a FAX number, you should send there.</b>             If no <b>FAX</b> number is shown on the notice or letter, please follow the mailing instructions on the notice or letter.</li> <li>• <b>Include a cover sheet marked 'Confidential'.</b></li> <li>• If you checked <b>Box 2 in Section B of Form 14039 (no current tax-related issue)</b>, FAX this form toll-free to:   <div style="text-align: center;"> <b>855-807-5720</b> </div> </li> </ul>

**Privacy Act and Paperwork Reduction Notice**

Our legal authority to request the information is 26 U.S.C. 6001. The primary purpose of the form is to provide a method of reporting identity theft issues to the IRS so that the IRS may document situations where individuals are or may be victims of identity theft. Additional purposes include the use in the determination of proper tax liability and to relieve taxpayer burden. The information may be disclosed only as provided by 26 U.S.C. 6103. Providing the information on this form is voluntary. However, if you do not provide the information it may be more difficult to assist you in resolving your identity theft issue. If you are a potential victim of identity theft and do not provide the required substantiation information, we may not be able to place a marker on your account to assist with future protection. If you are a victim of identity theft and do not provide the required information, it may be difficult for IRS to determine your correct tax liability. If you intentionally provide false information, you may be subject to criminal penalties. You are not required to provide the information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. Generally, tax returns and return information are confidential, as required by section 6103. Public reporting burden for this collection of information is estimated to average 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. If you have comments concerning the accuracy of these time estimates or suggestions for making this form simpler, we would be happy to hear from you. You can write to the Internal Revenue Service, Tax Products Coordinating Committee, SE:W:CAR:MP:T:T:SP, 1111 Constitution Ave. NW, IR-6526, Washington, DC 20224. Do not send this form to this address. Instead, see the form for filing instructions. Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number.