John J. Sollecito, Director (518) 457-1723

August 24, 1984

D & Y Fruit Corp. 11 West 8th St. New York, NY 10011

## Gentlemen:

Please take notice of the Default Order of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to Section(s) 1090(a) of the Tax Law, any proceeding in court to review this decision must be commenced within 4 months from the date of this notice.

Inquiries concerning the computation of tax due or refund allowed in accordance with this decision may be addressed to the undersigned at the above address.

Very truly yours,

Joseph Chyrywaty
Supervisor of Tax Conferences

cc: Taxing Bureau's Representative

In the Matter of the Petition

of

D & Y Fruit Corp.

DEFAULT ORDER

84-C-22

for Redetermination of a Deficiency or Revision of :

a Determination or Refund of

Corporation Tax under Article 9A

of the Tax Law for the Period 5/31/81.

Petitioner(s) D & Y Fruit Corp. filed a petition for redetermination of a deficiency or revision of a determination or refund of Corporation Tax under Article 9A of the Tax Law for the Period 5/31/81. File No. 50358.

A pre-hearing conference on the petition was scheduled before Regina Jaffe, at the offices of the State Tax Commission, Two World Trade Center, Room 65-51, New York, New York 10047 on Thursday, June 21, 1984 at 10:30 a.m. Notice of said pre-hearing conference was given to petitioner(s). Petitioner(s) did not appear at the pre-hearing conference. A default has been duly noted.

Now on motion of the State Tax Commission, it is

ORDERED that the petition of D & Y Fruit Corp. be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
AUGUST 24, 1984

State Tax Commission STATE OF NEW YORK

TAX APPEALS BUREAU STATE CAMPUS ALBANY, N. Y. 12227

P 693 \$8 576 O STREETED

D & Y Fruit Corp. 11 West 8th St. New York, NY 1001

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August 24, 1984

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In the Matter of the Petition

of

D & Y Fruit Corp.

DEFAULT ORDER

84-C-22

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