

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

MATTEO MESSINA

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :  
a Revision of a Determination or a Refund :  
of Cigarette :  
Taxes under Article (a) 20 of the :  
Tax Law for the ~~Year(s)~~ Period (a) 3/19/75:

State of New York  
County of Albany

John Huhn

, being duly sworn, deposes and says that

she is an employee of the Department of Taxation and Finance, over 18 years of  
age, and that on the 11th day of August , 1978 , she served the within  
Default Order by ~~(certified)~~ mail upon Matteo Messina

~~(representative of)~~ the petitioner in the within proceeding,

by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Matteo Messina  
90-10 Glenwood Road  
Brooklyn, New York

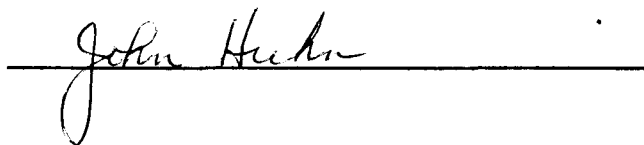
and by depositing same enclosed in a postpaid properly addressed wrapper in a  
(post office or official depository) under the exclusive care and custody of  
the United States Postal Service within the State of New York.

That deponent further says that the said addressee is the ~~(representative of)~~  
~~of the~~ petitioner herein and that the address set forth on said wrapper is the  
last known address of the ~~(representative of the)~~ petitioner.

Sworn to before me this

11th day of August , 19 78







STATE OF NEW YORK  
DEPARTMENT OF  
TAXATION AND FINANCE  
ALBANY, NEW YORK 12227

BERTHLYNN J. DAVIS  
SECRETARY TO THE  
STATE TAX COMMISSION

August 11, 1978

Mr. Matteo Messina  
90-10 Glenwood Road  
Brooklyn, New York

Dear Mr. Messina

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

Please take further notice that pursuant to Section(s) 690 of the Tax Law, any proceeding in court to review an adverse decision must be commenced within four months from the date of this notice.

Inquiries concerning the computation of tax due or refund allowed in accordance with this decision or concerning any other matter relative hereto may be addressed to the undersigned. They will be referred to the proper party for reply.

Very truly yours,

BERTHLYNN J. DAVIS  
SECRETARY TO THE STATE TAX COMMISSION

Enc.

cc: Petitioner's Representative:

Taxing Bureau's Representative:

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

MATTEO MESSINA

for Revision or for Refund of Cigarette

Taxes :

DEFAULT ORDER

under Article(3) 20

of the Tax Law for the

period 3/19/75

Petitioner (s) Matteo Messina, 90-10 Glenwood Road, Brooklyn, New York

filed a petition for revision or

for refund of Cigarette

taxes under Article(s) 20

of the Tax Law for the period 3/19/75

. File No. 21614 .

Under Section 601.5 of the State Tax Commission Rules of Practice and Procedure, the taxpayer ~~taxpayer's representative~~ was served notice to file a perfected petition. The taxpayer ~~taxpayer's representative~~ failed to file a perfected petition. Notice to file a perfected petition was sent to the taxpayer ~~taxpayer's representative's~~ last known address.


Now on motion of the attorney for the Department of Taxation and Finance, it is

ORDERED that the petition of Matteo Messina  
be and the same is hereby denied.

DATED: Albany, New York  
August 11, 1978

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER