

STATE OF NEW YORK  
STATE TAX COMMISSION

HEARING UNIT - File Copy

TAX Personal Inc.  
ART. 22 SEC. 689

In the Matter of the Petition  
of  
PAUL AND LOTTIE BANKS  
For Redetermination of a Deficiency  
or for Refund of Personal Income  
Taxes under Article 22 of the Tax  
Law for the year 1963

DECISION  
ON  
TIMELINESS

REMARKS

Paul Banks and Lottie Banks, his wife, have petitioned for a redetermination of a deficiency or for refund of personal income taxes under Article 22 of the Tax Law for the year 1963. A formal hearing was held before Lawrence A. Newman, Hearing Officer, in the offices of the State Tax Commission in the city of New York on February 26, 1970. The petitioner, Paul Banks, appeared and testified. The Income Tax Bureau was represented by Edward H. Best, Esq. (Albert J. Rossi, Esq. of counsel).

FINDINGS OF FACT:

1. On August 26, 1964, the U. S. Treasury Department, Internal Revenue Service, issued a notice of allowance of tentative carry-back adjustment, from the year 1963 to the year 1960, resulting in a refund of taxes and interest due to Paul and Lottie Banks in the amount of \$4598.74 for the year 1963.

2. The petitioners have timely filed a claim for credit or refund for the year 1963 with the Department of Taxation and Finance.

DECISION:

The Income Tax Bureau is directed to compute and process the appropriately correct amount of refund due to the petitioners, including statutory interest, by reason of the allowance of a tentative carryback adjustment by the U. S. Treasury Department,


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PAUL AND LOTTIE BANKS

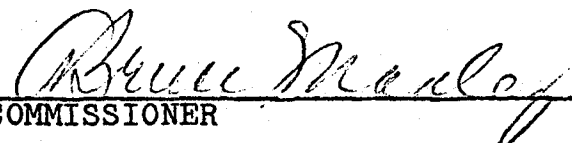
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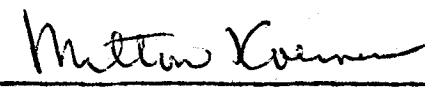
Internal Revenue Service.

DATED: Albany, New York  
May 25, 1970

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