STATE OF NEW YORK STATE TAX COMMISSION

In the Matter of the Petition

of

Patrick A. & Joyce G. DeBiase

For a Redetermination of a Deficiency or a Refund of Personal Income
Taxes under Article(s) 22 of the
Tax Law for the (Year(s) 1965

Persona Klica.

AFFIDAVIT OF MAILING OF NOTICE OF DECISION BY (CERTIFIED) MAIL

State of New York County of Albany

Martha Funaro , 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 14th day of April , 1971, she served the within
Notice of Decision (or Determination) by (certified) mail upon Patrick A. &
Joyce G. DeBiase (representative of) the petitioner in the within
proceeding, by enclosing a true copy thereof in a securely sealed postpaid
wrapper addressed as follows: Patrick A. & Joyce G. DeBiase
904 North Green Bay Road
Lake Forest, Illinois 60045

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 Post Office Department within the State of New York.

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

Ho Funaro

Sworn to before me this

14th day of April . 1971.

Linda Wilson

STATE OF NEW YORK

STATE TAX COMMISSION

In the Matter of the Petition

of

PATRICK A. & JOYCE G. DeBIASE

DEFAULT ORDER

for Redetermination of a Deficiency or for Refund of Personal Income Tax pursuant to Article 22 of the Tax Law for the Year 1965.

The above-named taxpayers have petitioned the State Tax

Commission for a redetermination of their tax deficiency as

issued by the State Tax Commission on their 1965 personal

income tax return. A formal hearing on the petition was

scheduled for April 1, 1971, at 10:45 A.M. at the offices of

the State Tax Commission in the City of New York before Hearing

Officer, Lawrence A. Newman. Notice of said hearing was duly

given to the taxpayers, the taxpayers failed to appear at the

hearing and no one appeared on their behalf. Their default has

been duly recorded.

On motion of the attorney for the Department of Taxation and Finance,

IT IS ORDERED that the petition is hereby denied.

DATED: Albany, New York April 14, 1971

STATE TAX COMMISSION

COMMISSIONER

COMMISSIONER

COMMISSIONER