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STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
BART SCHWARTZ

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

For a Redetermination of a Deficiency or
a Refund of Personal Income :
Taxes under Article(s) 16 of the :
Tax Law for the Year(s) 1956 :

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 16th day of September , 1974 , she served the within
Notice of Decision (or Determination) by (certified) mail upon Bart Schwartz

(representative of) the petitioner in the within
proceeding, by enclosing a true copy thereof in a securely sealed postpaid

wrapper addressed as follows: Mr. Bart Schwartz
345 East 56th Street
New York, New York 10022

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.

Sworn to before me this

16th day of September , 1974

Janet Mack

Martha Funaro

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
BART SCHWARTZ

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

For a Redetermination of a Deficiency or
a Refund of Personal Income
Taxes under Article(s) 16 of the
Tax Law for the Year(s) 1956

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 16th day of September , 1974, she served the within
Notice of Decision (or Determination) by (certified) mail upon Abraham Landau

(representative of) the petitioner in the within
proceeding, by enclosing a true copy thereof in a securely sealed postpaid
wrapper addressed as follows: Mr. Abraham Landau
940 N.E., 170th Street
North Miami Beach, Florida 33162

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.

Sworn to before me this

16th day of September , 1974.

Janet Mack

Martha Funaro



STATE OF NEW YORK
DEPARTMENT OF TAXATION AND FINANCE

STATE TAX COMMISSION
HEARING UNIT

EDWARD ROOK
SECRETARY TO
COMMISSION

STATE TAX COMMISSION

MARIO A. PROCACCINO, PRESIDENT
A. BRUCE MANLEY
MILTON KOERNER

BUILDING 9, ROOM 214-A
STATE CAMPUS
ALBANY, N.Y. 12227

AREA CODE 518

ADDRESS YOUR REPLY TO

MR. WRIGHT 457-2655
MR. LEISNER 457-2657
MR. COBURN 457-2896

Dated: Albany, New York

September 16, 1974

Mr. Bert Schwartz
345 East 56th Street
New York, New York 10022

Dear Mr. Schwartz:

Please take notice of the **DEFAULT ORDER**
of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to
Section(s) **375** of the Tax Law, any
proceeding in court to review an adverse deci-
sion must be commenced within **90 Days**
from the date of this notice.

Any 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.
These will be referred to the proper party for
reply.

Very truly yours,


Nigel G. Wright

HEARING OFFICER

Enc.

cc: Petitioner's Representative
Law Bureau

AD-1.12 (8/73)

STATE OF NEW YORK

STATE TAX COMMISSION

In the Matter of the Application :
of :
BART SCHWARTZ : DEFAULT ORDER
for Revision or for Refund of Personal :
Income Taxes under Article 16 of the :
Tax Law for the Year 1956. :

Applicant, Bart Schwartz, filed an application for revision or for refund of personal income taxes under Article 16 of the Tax Law for the year 1956. (File No. 1-8845150.)

A formal hearing on the application was scheduled before Nigel G. Wright, Hearing Officer, at the offices of the State Tax Commission, 2 World Trade Center, 65th Floor, Room 65-31, New York, New York, on Monday, August 5, 1974, at 1:30 P.M. Notice of said formal hearing was given to applicant and applicant's representative, Mr. Abraham Landau. Applicant or applicant's representative did not appear at the formal hearing. A default has been duly noted.

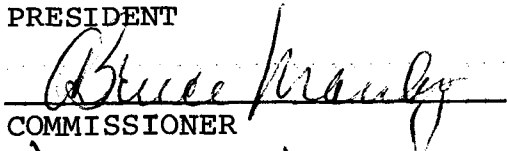
Now on motion of the attorney for the Department of Taxation and Finance, it is

ORDERED that the application of Bart Schwartz be and the same is hereby denied.

DATED: Albany, New York
September 16, 1974

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER