

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
DUANE M. WEISE

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Personal Income :
Taxes under Article ~~(X)~~ 22 of the :
Tax Law for the Year(s) ~~XXXXXX~~ :
1968, 1969 and 1970.

State of New York
County of Albany

Carmen Mottolese, 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 1st day of October, 1976, she served the within
Notice of Default by (certified) mail upon Duane M.
Weise ~~(XXXXXX)~~ the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Mr. Duane M. Weise
1250 Sedgefield Road
Marietta, Georgia 30062
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 ~~(XXXXXX)~~
~~XXXXXX~~ petitioner herein and that the address set forth on said wrapper is the
last known address of the ~~(XXXXXX)~~ petitioner.

Sworn to before me this

1st day of October, 1976.

Carmen Mottolese

Janet Mack

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
DUANE M. WEISE

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Personal Income :
Taxes under Article ~~(s)~~ 22 of the :
Tax Law for the Year(s) ~~or Period(s)~~ :
1968, 1969 and 1970.

State of New York
County of Albany

Carmen Mottolese , 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 1st day of October , 1976 , she served the within
Notice of Default by (certified) mail upon John P.
Kingsley, Esq. (representative of) the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: John P. Kingsley, Esq.
Harvey and Harvey, Esqs.
29 Elk Street
Albany, New York 12207
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 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

1st day of October , 1976.

Carmen Mottolese

Janet Mack



STATE OF NEW YORK
DEPARTMENT OF TAXATION AND FINANCE

STATE TAX COMMISSION

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

ADDRESS YOUR REPLY TO

October 1, 1976

TELEPHONE: (518) **457-3850**

Mr. Duane M. Weise
1250 Sedgefield Road
Marietta, Georgia 30062

Dear Mr. Weise:

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

Please take further notice that pursuant to
Section(~~3~~) **690** of the Tax Law, any
proceeding in court to review an adverse deci-
sion 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 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,
Frank J. Puccia

Frank J. Puccia
Supervisor of Small
Claims Hearings

Enc.

cc: Petitioner's Representative:

Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

DUANE M. WEISE

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of
Personal Income
Taxes under Article (X) 22 of the Tax Law for the
Year(s) 1968, 1969 and 1970.

Petitioner(X), Duane M. Weise, 1250 Sedgefield Road, Marietta,
Georgia 30062, filed a petition for redetermination of deficiency
or for refund of personal income taxes under Article (X)
22 of the Tax Law for the year(s) 1968, 1969 & 1970. File No. (X) 1525

A small claims hearing on the petition was scheduled before
Harry Huebsch, Hearing Officer, at the offices of the State
Tax Commission, Dept. of Taxation & Finance, State Campus, Albany, New York,
on Tuesday, July 27, 1976, at 1:15 P.M. Notice of said small claims
hearing was given to petitioner(X) and petitioner's representative, John P.
Kingsley, Esq. Petitioner(X) or petitioner's representative did
not appear at the small claims 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 petition of Duane M. Weise
be and the same is hereby denied.

DATED: Albany, New York
October 1, 1976

STATE TAX COMMISSION

James H. Sully
PRESIDENT

Milton Kremer
COMMISSIONER

Thomas H. ...
COMMISSIONER