

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

LESTER T. ALSTON

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 (x) 1970.:

State of New York  
County of Albany

John Huhn, being duly sworn, deposes and says that  
he is an employee of the Department of Taxation and Finance, over 18 years of  
age, and that on the 20th day of December, 1977, he served the within  
Notice of Default Order by (certified) mail upon Lester T. Alston

(representative of) the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Mr. Lester T. Alston  
95 West 95th Street  
New York, New York 10025

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)  
petitioner herein and that the address set forth on said wrapper is the  
last known address of the (representative of) petitioner.

Sworn to before me this  
20th day of December, 1977.

Janet Mack

John Huhn



STATE OF NEW YORK  
STATE TAX COMMISSION  
TAX APPEALS BUREAU  
ALBANY, NEW YORK 12227

ADDRESS YOUR REPLY TO

JAMES H. TULLY JR., PRESIDENT  
MILTON KOERNER  
THOMAS H. LYNCH

**December 20, 1977**

TELEPHONE: (518) 457-1723

**Mr. Lester T. Alston  
95 West 95th Street  
New York, New York 10025**

**Dear Mr. Alston:**

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

Please take further notice that pursuant to  
Section ~~(x)~~ **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,

**John F. Koegel**

**Supervisor of Tax Conferences**

Enc.

cc: ~~XXXXXXXXXXXXXXXXXXXX~~

Taxing Bureau's Representative:

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
LESTER T. ALSTON

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of  
Personal Income  
Taxes under Article ~~(s)~~ 22 of the Tax Law for the  
Year ~~(s)~~ 1970

Petitioner ~~(s)~~ Lester T. Alston, 95 West 95th Street, New York New York

filed a petition for redetermination of deficiency

or for refund of Personal Income taxes under Article ~~(s)~~

22 of the Tax Law for the year ~~(s)~~ 1970 . File No. (s) 16518

A pre-hearing conference on the petition was scheduled before

Robert C. Robertaccio, Conferee, at the offices of the State  
Tax Commission, Two World Trade Center, 65th Floor, Room 65-51, New York, New York  
on Friday, July 22, 1977 at 9:00 A.M. . Notice of said pre-hearing  
conference was given to petitioner ~~(s) and petitioner (s) representative~~

. Petitioner ~~(s) or petitioner (s) representative~~ did  
not appear at the scheduled pre-hearing conference . 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 Lester T. Alston  
be and the same is hereby denied.

DATED: Albany, New York  
December 20, 1977

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER