

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

TONY PROVO

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or  
a Revision of a Determination or a Refund  
of Personal Income Tax  
Taxes under Article(§) 22 of the  
Tax Law for the Year(s) or ~~Period(s)~~  
1970 - 1971

State of New York  
County of Albany

Bruce Batchelor, 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 20th day of May, 1977, She served the within  
Notice of Default Order by (certified) mail upon Tony Provo  
(~~representative of~~) the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Mr. Tony Provo  
123 White Street  
Saratoga Springs, New York 12866  
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

20th day of May, 1977.

Bruce Batchelor

Janet Mack

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
TONY PROVO

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :  
a Revision of a Determination or a Refund :  
of Personal Income Tax :  
Taxes under Article (X) 22 of the :  
Tax Law for the Year(s) or ~~Period(s)~~ :  
1970 - 1971

State of New York  
County of Albany

Bruce Batchelor, 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 20th day of May, 1977, she served the within  
Notice of Default Order by (certified) mail upon Henry Gelles  
(representative of) the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Mr. Henry Gelles  
9 Saranac Avenue  
Lake Placid, New York 12946  
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

20th day of May, 1977.

Bruce Batchelor

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

May 20, 1977

TELEPHONE: (518) **457-1723**

Mr. Tony Provo  
123 White Street  
Saratoga Springs, New York 12866

Dear Mr. Provo:

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

Please take further notice that pursuant to  
Section **690** of the Tax Law, any  
proceeding in court to review an adverse deci-  
sion must be commenced within **four 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,

**Aloysius J. Nendza**  
**Supervisor of Tax Conferences**

Enc.

cc: Petitioner's Representative:

Taxing Bureau's Representative:

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
TONY PROVO

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of  
Personal Income Tax  
Taxes under Article(s) 22 of the Tax Law for the  
Year(s) 1970 & 1971

Petitioner(s) Tony Provo, 123 White Street, Saratoga Springs, NY 12866

filed a petition for redetermination of deficiency  
or for refund of personal income tax ~~XXXX~~ under Article(s) 22  
of the Tax Law for the year(s) 1970 & 1971 . File No. ~~68~~ 12316

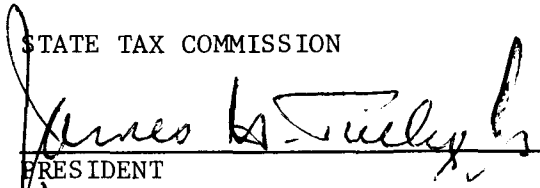
A pre-hearing conference on the petition was scheduled before  
James Hoefer, Conferee , at the offices of the State  
Tax Commission, Bldg. #9 - Room 107 - State Campus - Albany, NY  
on March 2, 1977 at 2:00 P.M. . Notice of said pre-hearing  
conference was given to petitioner(s) and petitioner(s) representative, Henry  
Gelles . Petitioner(s) or petitioner(s) representative did  
not appear at the scheduled conference . A default has been duly noted.

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

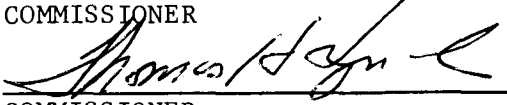
ORDERED that the petition of Tony Provo  
be and the same is hereby denied.

DATED: Albany, New York  
May 20, 1977

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER