

In the Matter of the Petition

of

THEODORE & CHRISTINE FLEARY

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Personal Income :
Taxes under Article ~~(3)~~ 22 of the :
Tax Law for the Year ~~(3) or Period(s)~~ 1973 :

State of New York
County of Albany

John Huhn , 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 25th day of May , 1978 , she served the within
Notice of Default Order by (certified) mail upon Theodore & Christine Fleary

~~(representative of)~~ the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Theodore & Christine Fleary
5843 Kings Highway
Brooklyn, New York 11229

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

25th day of May , 1978.







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

May 25, 1978

TELEPHONE: (518) 457-1723

Theodore & Christine Fleary
5843 Kings Highway
Brooklyn, New York 11229

Dear Mr. & Mrs. Fleary:

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

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

A handwritten signature in cursive script that reads 'John F. Koagel'.

JOHN F. KOAGEL

SUPERVISOR OF TAX CONFERENCES

Enc.

~~XXXXXX Petitioner's Representative XXXXXX~~

Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

THEODORE & CHRISTINE FLEARY

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of
Personal Income
Taxes under Article(s) 22 of the Tax Law for the
Year(x) 1973

Petitioner(s) Theodore & Christine Fleary, 5843 Kings Highway, Brooklyn
New York 11229

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(x) 1973 . File No.(x) 17540

A Pre-Hearing Conference on the petition was scheduled before

Harry Kugelmas, Conferee , at the offices of the State
Tax Commission, Dept. of Taxation & Finance, Brooklyn District Office
8th Floor, 141 Livingston Street, New York, New York
on January 31, 1978 at 10:30 A.M. . Notice of said Pre-Hearing

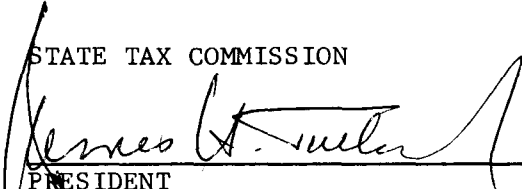
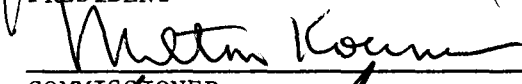
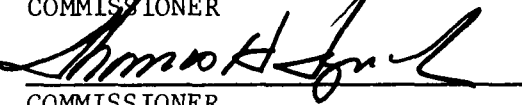
Conference was given to petitioner(s) ~~and petitioner(s) representative~~

. Petitioner(s) ~~or petitioner(s) representative~~ did
not appear at the 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 Theodore & Christine Fleary
be and the same is hereby denied.

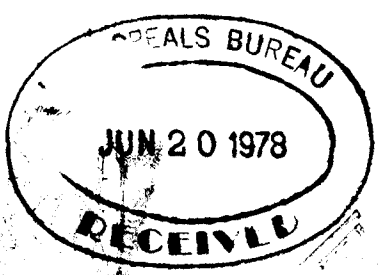
DATED: Albany, New York
May 25, 1978

STATE TAX COMMISSION

PRESIDENT

COMMISSIONER

COMMISSIONER

STATE OF NEW YORK
Department of Taxation and Finance
TAX APPEALS BUREAU
STATE CAMPUS
ALBANY, N. Y. 12227



Theodore & Christine Fleary
5843 Kings Highway
Brooklyn, New York 11229



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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

May 25, 1978

TELEPHONE: (518) 457-1723

Theodore & Christine Fleary
5843 Kings Highway
Brooklyn, New York 11229

Dear Mr. & Mrs. Fleary:

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

Please take further notice that pursuant to
Section (80) 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. KOAGEL
SUPERVISOR OF TAX CONFERENCES

Enc.

~~XX~~

Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

THEODORE & CHRISTINE FLEARY

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) **1973**

Petitioner(s) **Theodore & Christine Fleary, 5843 Kings Highway, Brooklyn
New York 11229**

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) **1973** . File No.(s) **17540**

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Tax Commission, **Dept. of Taxation & Finance, Brooklyn District Office
8th Floor, 141 Livingston Street, New York, New York**

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Conference was given to petitioner(s) ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

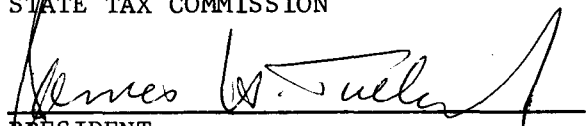
. Petitioner(s) ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ did
not appear at the **Pre-Hearing Conference** . A default has been duly noted.

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

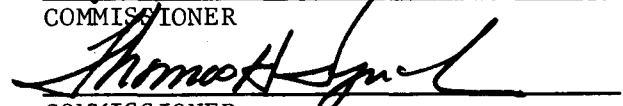
ORDERED that the petition of **Theodore & Christine Fleary**
be and the same is hereby denied.

DATED: Albany, New York
May 25, 1978

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER