In the Matter of the Petition

of

ROBERT & VIOLET PULTORAK

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or a Revision of a Determination or a Refund of Personal Income : Taxes under Articles 22 of the Tax Law for the Year (**) ** Year** ** 1972:

State of New York County of Albany

John Huhn , being duly sworn, deposes and says that sthe is an employee of the Department of Taxation and Finance, over 18 years of age, and that on the 3rd day of May , 1978, she served the within DEFAULT ORDER by (certified) mail upon Robert & Violet *********************** the petitioner in the within proceeding, Pultorak by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows: Robert & Violet Pultorak 278 Hungry Harbor Road Valley Stream, NY 11581

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.

Sworn to before me this

3rd day of May

, 1978

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In the Matter of the Petition

of

ROBERT & VIOLET PULTORAK

AFFIDAVIT OF MAILING

State of New York County of **Albany**

John Huhn , being duly sworn, deposes and says that whe is an employee of the Department of Taxation and Finance, over 18 years of age, and that on the 3rd day of May , 1978, whe served the within DEFAULT ORDER by (certified) mail upon Andrew A. Biggio

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

as follows: Andrew A. Biggio 91-59 88th Street

Woodhaven, New York 11421

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

3rd day of Mav

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

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

May 3, 1978

ADDRESS YOUR REPLY TO

TELEPHONE: (518) 457-1723

Robert & Violet Pultorak 278 Hungry Harbor Road Valley Stream, New York 11581

Dear Mr. & Mrs. Pultorak:

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 decision 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

cc: Petitioner's Representative:

Taxing Bureau's Representative:

Enc.

STATE OF NEW YORK STATE TAX COMMISSION

In the Matter of the Petition

of

ROBERT & VIOLET PULTORAK

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of Personal Income Taxes under Article(x) 22 of the Tax Law for the Year(x) 1972.

Petitioner(s), Robert and Violet Pultorak, 278 Hungry Harbor Road,

Valley Stream, NY 11581 filed a petition for redetermination of deficiency

or for refund of personal income taxes under Article(x)

of the Tax Law for the year (x) 1972

. File No. (x) 12319

A pre-hearing conference on the petition was scheduled before

John S. Juva, Conferee , at the offices of the State

Tax Commission, Department of Taxation and Finance, Mineola District Office
114 Old Country Road, Mineola, New York

on November 18, 1977 at 2:45 P.M. Notice of said pre-hearing

conference was given to petitioner(s) and petitioner(s) representative,

Andrew A. Biggio . Petitioner(s) or petitioner(s) representative did

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

not appear at the pre-hearing conference . A default has been duly noted.

ORDERED that the petition of ROBERT & VIOLET PULTORAK be and the same is hereby denied.

DATED: Albany, New York

May 3, 1978

STATE TAX COMMISSION

COMMISSIONER

COMMISSIONER