

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition :

of

Oscar Arce :

AFFIDAVIT OF MAILING

for Redetermination of a Deficiency or a Revision :  
of a Determination or a Refund of  
Personal Income & UBT :  
under Article 22 & 23 of the Tax Law  
for the Years 1968 - 1970. :

State of New York

County of Albany

Jay Vredenburg, 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 8th day of August, 1979, he served the within Notice of Default by certified mail upon Oscar Arce, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Oscar Arce  
149-15 85th Ave.  
Jamaica, NY 11435

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

Sworn to before me this  
8th day of August, 1979.

Victoria Garg

Jay Vredenburg



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

STATE TAX COMMISSION

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

JOHN J. SOLLECITO  
DIRECTOR

Telephone: (518) 457-1723

August 8, 1979

Oscar Arce  
149-15 85th Ave.  
Jamaica, NY 11435

Dear Mr. Arce:

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

Please take further notice that pursuant to Section(s) 722 of the Tax Law, any proceeding in court to review this 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 may be addressed to the Deputy Commissioner and Counsel to the New York State Department of Taxation and Finance, Albany, New York 12227. Said inquiries will be referred to the proper authority for reply.

Very truly yours,

A handwritten signature in dark ink, appearing to read "John J. Sollecito", with a long, sweeping flourish extending from the end.

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

OSCAR ARCE

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of  
Unincorporated Business  
Taxes under Article(s) 23 of the Tax Law for the  
Year(s) 1968, 1969, 1970

Petitioner(s) Oscar Arce, 149-15 85th Drive, Jamaica, NY

filed a petition for redetermination of deficiency  
or for refund of Unincorporated Business taxes under Article(s)  
23 of the Tax Law for the year(s) 1968, 1969, 1970. File No.(s) 22585

A Pre-Hearing Conference on the petition was scheduled before

Harry Kugelmas, Conferee, at the offices of the State

Tax Commission, Dept. of Tax & Finance, Queens District Office, 97-77  
Queens Blvd., 2nd Fl., Rego Park, NY

on January 19, 1979 & at 1:15 P.M. & . Notice of said Pre-Hearing  
February 26, 1979 1:30 P.M.

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

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

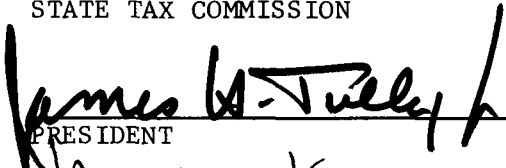
Now on motion of the attorney for the Department of Taxation and Finance,  
it is

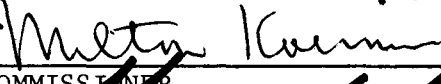
ORDERED that the petition of OSCAR ARCE

be and the same is hereby denied.

DATED: Albany, New York  
August 8, 1979

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER