

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :
of :
John T. Fitchter :

AFFIDAVIT OF MAILING

for Redetermination of a Deficiency or a Revision :
of a Determination or a Refund of :
Personal Income Tax :
under Article 22 of the Tax Law :
for the Year 1974. :

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 17th day of August, 1979, he served the within notice of Default by certified mail upon John T. Fitchter, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

John T. Fitchter
128 S. Main St.
Portville, NY 14770

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
17th day of August, 1979.

Victoria Gary

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 17, 1979

John T. Fitchter
128 S. Main St.
Portville, NY 14770

Dear Mr. Fitchter:

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

Please take further notice that pursuant to Section(s) 690 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 cursive script, appearing to read "Victor A. Ray".

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

_____ :

In the Matter of the Petition :

of :

JOHN T. FITCHTER :

for Redetermination of Deficiency or for Refund of :

PERSONAL INCOME :

Taxes under Article(s) 22 of the Tax Law for the :

Year(s) 1974 :

_____ :

DEFAULT ORDER

Petitioner(s) John T. Fitchter, 128 South Main Street, Portville,
New York 14770 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) 1974 . File No.(s) 21132

A Pre-Hearing Conference on the petition was scheduled before
Rodney E. Priddle, Conferee , at the offices of the State
Tax Commission, Dept. of Taxation & Finance, Buffalo District Office, State
Office Bldg., 65 Court Street, Room 4, Buffalo, New York 14202
on August 18, 1978 at 10:30 A.M. . Notice of said pre-hearing
conference was given to petitioner(s) ~~and representative(s) representative(s)~~,

. Petitioner(s) ~~and representative(s) representative(s)~~ 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 JOHN T. FITCHTER
be and the same is hereby denied.

DATED: Albany, New York
1979

STATE TAX COMMISSION

James H. Tuel

PRESIDENT

William Kroger

COMMISSIONER

Thomas H. ...

COMMISSIONER