In the Matter of the Petition

of

AFFIDAVIT OF MAILING

DAVID and LORRAINE MARCOTTE

State of New York County of Albany

John Huhn , being duly sworn, deposes and says that

The is an employee of the Department of Taxation and Finance, over 18 years of
age, and that on the 24th day of January , 19 79, The served the within

Notice of Default Order by (certified) mail upon David and Lorraine

Marcotte (YENYENENYMYNEXEX) the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: David and Lorraine Marcotte
19 Hillcrest Terrace
White River Jct., VT 05001

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.

gohn Huhn

Sworn to before me this

24th day of January

, 1979.



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

ADDRESS YOUR REPLY TO

TELEPHONE: (518) 457-1723

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

January 24, 1979

David and Lorraine Marcotte 19 Hillcrest Terrace White River Jct., VT 05001

Dear Mr. & Mrs. Marcotte:

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

Please take further notice that pursuant to Section(X) 690 of the Tax Law, any proceeding in court to review an adverse decision 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,

Enc.

Joseph Chyrywaty Hearing Examiner

cc: PEXIXEDERXEXED TREEDINGENEX

Taxing Bureau's Representative:

STATE OF NEW YORK STATE TAX COMMISSION

In the Matter of the Petition

of

DAVID AND LORRAINE MARCOTTE

DEFAULT ORDER

Fersonal Income
Taxes under Article (SR) 22 of the Tax Law for the Year (SR) 1972

Petitioner(s) David and Lorraine Marcotte, 19 Hillcrest Terrace, White River Jct., filed a petition for redetermination of deficiency Vermont 05001, or for refund of personal income taxes under Article(x) of the Tax Law for the year (x) 1972 22 . File No.(sx) 12230 on the petition was scheduled before A small claims hearing Harry Huebsch, Hearing Officer , at the offices of the State Tax Commission, Building #9, Room 107, State Campus, Albany, New York on Wednesday, August 16, 1978 at 9:15 A.M. Notice of said small claims hearing was given to petitioner(s) and petitioner(s) xxepresentative, Petitioner(s) oxxectitioner(s) xrepresentative did not appear at the small claims hearing . A default has been duly noted. Now on motion of the attorney for the Department of Taxation and Finance,

ORDERED that the petition of David and Lorraine Marcotte be and the same is hereby denied.

DATED: Albany, New York January 24, 1979

it is

\$TATE TAX COMMISSION

COMMISSIONER

COMMISSIONER



το...Miss Davis

REMAILED: 2/22/79

Unclaimed letter remailed regular mail.

2/22/79

Joseph Chyrywaty

M-75 (5/76)

STATE CHESTS

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Department of Taxation and Finance
TAX APPEALS BUREAU
STATE CAMPUS

ALBANY, N. Y. 12227

Profession Control of the Control of

David and forraine Marcotte 19 Hillopest Terrace White Riyer Jct., VT 05001 N/27.29

In the Matter of the Petition

of

AFFIDAVIT OF MAILING

DAVID AND LORRAINE MARCOTTE For a Redetermination of a Deficiency or : a Revision of a Determination or a Refund Personal Income οf Taxes under Article(sx) 22 of the Tax Law for the Year (sx) oxx reminder 1972:

State of New York County of Albany

, being duly sworn, deposes and says that John Huhn she is an employee of the Department of Taxation and Finance, over 18 years of February , 19 79, she served the within age, and that on the 22nd day of by (gentified) mail upon David and Lorraine Notice of Default Order (nepresentativex of) the petitioner in the within proceeding, Marcotte by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows: David and Lorraine Marcotte 19 Hillcrest Terrace White River Junction, Vermont 05001

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* oxxxxxx petitioner herein and that the address set forth on said wrapper is the last known address of the (xepresentative xxfx the) petitioner.

John Hul

Sworn to before me this

22nd day of February , 19 79.