

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

JOSEPH J. MATUSEK

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or
a Revision of a Determination or a Refund
of Personal Income
Taxes under Article ~~(8)~~ 22 of the
Tax Law for the Year(s) ~~xxx~~ ~~Period(s)~~ ~~xxx~~
1974-1976.

State of New York
County of Albany

John Huhn, 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 14th day of February, 1979, ~~he~~ served the within

SHORT FORM ORDER by ~~(certified)~~ mail upon Joseph J. Matusek

~~(representative of)~~ the petitioner in the within proceeding,

by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed

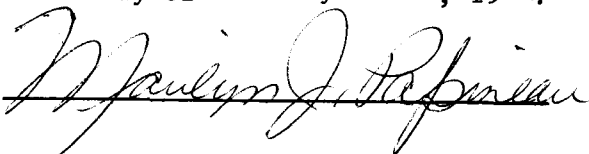
as follows: Joseph J. Matusek
15 Colony Place
Akron, New York 14001

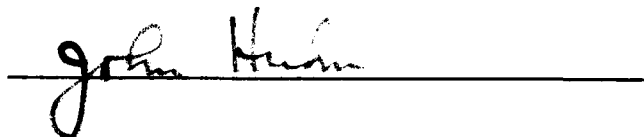
and by depositing same enclosed in a postpaid, properly addressed wrapper in a
(post office or official depository) under the exclusive care and custody of
the United States Postal Service within the State of New York.

That deponent further says that the said addressee is the ~~(representative of)~~
~~of the~~ petitioner herein and that the address set forth on said wrapper is the
last known address of the ~~(representative of)~~ petitioner.

Sworn to before me this

14th day of February, 1979





STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

JOSEPH J. MATUSEK

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Personal Income :
Taxes under Article ~~(8)~~ 22 of the :
Tax Law for the Year(s) ~~XXXXXXXXXXXX~~ :
1974-1976.

State of New York
County of Albany

John Huhn , 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 14th day of February , 19 79, he served the within
SHORT FORM ORDER by ~~XXXXXXXXXX~~ mail upon Richard L. Campbell
Campbell, Esqs. (representative of) the petitioner in the within proceeding,
Smolka, DiBartolo, Gibson &
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
Richard L. Campbell
as follows: Smolka, DiBartolo, Gibson & Campbell, Esqs.
P.O. Box "s"
10490 Main Street
Clarence, New York 14031
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

14th day of February , 19 79.

Maureen J. Papineau

John Huhn

February 14, 1979

Joseph J. Matussek
15 Colony Place
Akron, New York 14001

Dear Mr. Matussek:

Please take notice of the SHORT FORM ORDER of the State Tax
Commission enclosed herewith.

Very truly yours,



Berthlynn J. Davis
Secretary To The
State Tax Commission

Enclosure

cc: Petitioner's Representative
Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Motion for Dismissal of:

JOSEPH J. MATUSEK

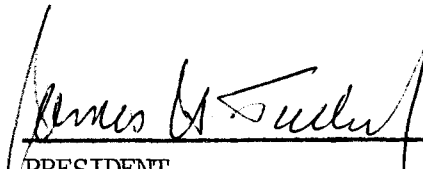
For redetermination of a Deficiency of Personal
Income under Article 22 of the Tax Law for the
years 1974-1976

SHORT FORM ORDER

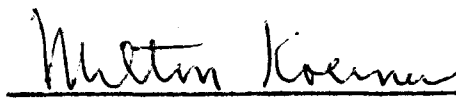
Petitioner's motion to dismiss the tax proceeding upon the grounds that the Tax Commission lacks jurisdiction over the taxpayer pursuant to Section 601.10 (c) of the Rules of Practice is denied in view of the fact that the motion is premature and does not otherwise conform to the requirements of Section 601.10(a)(1) of the Rules of Practice.

Dated: Albany, New York
February 14, 1979

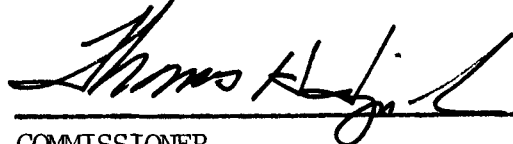
STATE TAX COMMISSION



PRESIDENT



COMMISSIONER



COMMISSIONER