

In the Matter of the Petition

of  
RUBIN MILLER

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) ~~XXXXXX~~ :  
1973, 1974 and 1975.

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 7th day of February, 1979, he served the within  
Notice of Default Order by (certified) mail upon Rubin Miller

~~XXXXXXXXXXXXXXXXXXXX~~ the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Rubin Miller  
240-60 65th Ave.  
Douglaston, New York 11363

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

Sworn to before me this

7th day of February, 1979.

Maureen J. Rapineau

John Huhn



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

ADDRESS YOUR REPLY TO

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

February 7, 1979

TELEPHONE: (518) 457-1723

Rubin Miller  
240-60 65th Ave.  
Douglaston, New York 11363

Dear Mr. Miller:

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

Please take further notice that pursuant to  
Section(~~3~~) **690** of the Tax Law, any  
proceeding in court to review an adverse deci-  
sion 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

Enc.

~~XX~~  
cc: ~~Petitioner's Representative.~~

Taxing Bureau's Representative:

STATE OF NEW YORK  
STATE TAX COMMISSION

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In the Matter of the Petition  
of  
RUBIN MILLER

for Redetermination of Deficiency or for Refund of  
Personal Income  
Taxes under Article (x) 22 of the Tax Law for the  
Year(s) 1973, 1974 and 1975.

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DEFAULT ORDER

Petitioner(x), Rubin Miller, 240-60 65th Avenue, Douglaston,  
New York 11363, filed a petition for redetermination of deficiency  
or for refund of personal income taxes under Article (x)  
22 of the Tax Law for the year(s) 1973, 1974 & 1975. File No. (x) 19878

A pre-hearing conference on the petition was scheduled before  
Samuel Levy, Conferee, at the offices of the State  
Tax Commission, Department of Taxation and Finance, Tax Appeals Bureau,  
Two World Trade Center, Room 65-51, New York, New York  
on June 2, 1978 at 9:00 A.M. Notice of said pre-hearing  
conference was given to petitioner(x) and petitioner(x) representative,

. 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 RUBIN MILLER  
be and the same is hereby denied.

DATED: Albany, New York  
February 7, 1979

STATE TAX COMMISSION

*James W. Tuohy*  
\_\_\_\_\_  
PRESIDENT

*Metty Koening*  
\_\_\_\_\_  
COMMISSIONER

*Thomas H. ...*  
\_\_\_\_\_  
COMMISSIONER