In the Matter of the Petition

of

John & Margaret Nash

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 & Margaret Nash, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

John & Margaret Nash 2 Balmoral Ave.

Mattawan, NJ

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.

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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 & Margaret Nash 2 Balmoral Ave. Mattawan, NJ

Dear Mr. & Mrs. Nash:

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,

Victoria Hary

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK STATE TAX COMMISSION

In the Matter of the Petition

οf

JOHN and MARGARET NASH

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of Personal Income
Taxes under Article(%) 22 of the Tax Law for the Year(%) 1974.

Petitioner(s) John and Margaret Nash, Two Balmoral Avenue, Mattawan,

New Jersey filed a petition for redetermination of deficiency

or for refund of Personal Income taxes under Article(%)

of the Tax Law for the year (s) 1974 . File No.(s) 21847

. Petitioner(s) or metationer(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 John and Margaret Nash be and the same is hereby denied.

DATED: Albany, New York

AUG 47 1979

STATE TAX COMMISSION

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COMMISSI//ER

COMMISSIONER