In the Matter of the Petition

of

J. STANLEY AND L. VIRGINIA PARKIN:

AFFIDAVIT OF MAILING

State of New York County of Albany

Jay Vredenburg , 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 22nd day of  $_{\rm June}$  , 1979, the served the within Notice of Short Form Order by (certified) mail upon Frederick C. Kneip

(representative of) the petitioner in the within proceeding,

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

as follows:

Mr. Frederick C. Kneip

c/o Milbank, Tweed, Hadley & McCloy

1 Chase Manhattan Plaza New York, NY 10005

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

22nd day of

June

 $19_{70}$ 

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TA-3 (2/76)

June 22, 1979

Mr. Frederick C. Kneip c/o Milbank, Tweed, Hadley & McCloy l Chase Manhattan Plaza New York, NY 10005

Dear Mr. Kneip:

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: Taxing Bureau's Representative

In the Matter of the Petition

of

J. STANLEY & L. VIRGINIA PARKIN

For a Redetermination of a Deficiency of Personal Income Tax under Article 22 of the Tax Law for the years 1973 and 1974.

SHORT FORM ORDER

Petitioner's motion to reopen the default determination of the State Tax Commission dated October 31, 1978 is denied since the Law Bureau has not established sufficient legal grounds to warrant opening up the default in this instance.

DATED: Albany, New York

June 22, 1979

STATE TAX COMMISSION

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COMMISSIONER

COMMISSIONER