

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

BARRY A. & BLANCHE PENSKY

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of ~~Personal Income~~ :
Taxes under Article(s) 22 of the :
Tax Law for the Year(s) ~~on Period(s)~~ 1974 :

State of New York
County of Albany

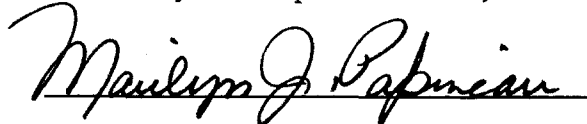
John Huhn , being duly sworn, deposes and says that
she is an employee of the Department of Taxation and Finance, over 18 years of
age, and that on the 6th day of April , 1979 , she served the within
Notice of Default by (certified) mail upon Barry A. & Blanche
Pensky ~~(representative of)~~ the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Barry A. & Blanche Pensky
100-3 Dreiser Loop
Bronx, New York 10475

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)~~
~~taxable~~ 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

6th day of April , 1979.


Marilyn J. Papineau


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

April 6, 1979

TELEPHONE: (518) 457-1723

Barry A. & Blanche Pensky
100-3 Dreiser Loop
Bronx, New York 10475

Dear Mr. and Mrs. Pensky:

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 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.

cc: ~~Petitioner's Representative~~

Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

BARRY A. & BLANCHE PENSKY

DEFAULT ORDERfor Redetermination of Deficiency or for Refund of
Personal IncomeTaxes under Article(s) 22 of the Tax Law for the
Year(x) 1974Petitioner(s) Barry A. & Blanche Pensky, 100-3 Dreiser Loop, Bronx,
New York 10475

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) 1974 . File No.(x) 20127

A pre-hearing Conference on the petition was scheduled before

Robert A. Healey, Conferee

, at the offices of the State

Tax Commission, Dept. of Taxation & Finance, Bronx District Office,
1375 Jerome Avenue, Bronx, New York

on Fri., September 15, 1978 at 9:00 A.M. . Notice of said pre-hearing

conference was given to petitioner(s) ~~and petitioner(s) representative~~. Petitioner(s) ~~and 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 Barry A. & Blanche Pensky

be and the same is hereby denied.

DATED: Albany, New York
April 6, 1979

STATE TAX COMMISSION


PRESIDENT
COMMISSIONER
COMMISSIONER