of

David E. Schranck

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 Years 1974 & 1975.

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 7th day of November, 1979, he served the within notice of Default by certified mail upon David E. Schranck, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

David E. Schranck 10070 Gilbert St., Apt. 141

Anaheim, CA 92804 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 7th day of November, 1979.

Joanne Knapp

of

David E. Schranck

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 Years 1974 & 1975.

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 7th day of November, 1979, he served the within notice of Default by certified mail upon Warren Heilbronner the representative of the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Mr. Warren Heilbronner 25 E. Main St. Rochester, NY 14614

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 7th day of November, 1979.

Joanni Knapp



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

November 7, 1979

David E. Schranck 10070 Gilbert St., Apt. 141 Anaheim, CA 92804

Dear Mr. Schranck:

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 Hory

cc: Petitioner's Representative Warren Heilbronner 25 E. Main St.

Rochester, NY 14614

Taxing Bureau's Representative

of

David E. Schranck

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of :

Personal Income Tax under Article 22 of

the Tax Law for the Years 1974 & 1975.

Petitioner David E. Schranck, 10070 Gilbert St., Apt. 141, Anaheim, CA 92804 filed a petition for redetermination of deficiency or for refund of Personal Income Tax under Article 22 of the Tax Law for the Years 1974 & 1975. File No. 20564.

A pre-hearing conference on the petition was scheduled before Robert C. Robertaccio, at the offices of the State Tax Commission, 1 Marine Midland Plaza, Rm. 1300, Rochester, New York 14604 on Tuesday, July 24, 1979 at 10:30 a.m.. Notice of said pre-hearing conference was given to petitioner and petitioner's representative, Warren Heilbronner. Petitioner or 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 David E. Schranck be and the same is hereby denied.

DATED: Albany, New York

NOV 0 7 1979

STATE TAX COMMISSION

PRESIDENT

COMMISSIONER Creem

COMMISSIONER

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of

David E. Schranck

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DATED: Albany, New York 7 1979

ATE TAX COMMISSION

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

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Very truly yours,

Victoria Lary

cc: Petitioner's Representative
Warren Heilbronner
25 E. Main St.
Rochester, NY 14614
Taxing Bureau's Representative

of

David E. Schranck

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NOV 7 1979

PRESIDENT

Alta Crema

ATE TAX COMMISSION

COMMISSIONER

