John J. Sollecito, Director (518) 457-1723

September 28, 1984

Joseph & Katherine LoPinto 228 Bay 8th St. Brooklyn, NY 11228

Dear Mr. & Mrs. LoPinto:

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 undersigned at the above address.

Very traly yours,

Joseph Chyrywaty (

Supervisor of Tax Conferences

cc: Petitioner's Representative Michael A. DeMarco 26 Roberts Dr. Staten Island, NY 10306 Taxing Bureau's Representative In the Matter of the Petition

of

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DEFAULT ORDER

84-C-30

for Redetermination of a Deficiency or Revision of :

Joseph & Katherine LoPinto

a Determination or Refund of

Personal Income Tax under Article 22

of the Tax Law for the Year 1980.

Petitioner(s) Joseph & Katherine LoPinto filed a petition for redetermination of a deficiency or revision of a determination or refund of Personal Income Tax under Article 22 of the Tax Law for the Year 1980. File No. 49527.

A pre-hearing conference on the petition was scheduled before Robert Healey, at the offices of the State Tax Commission, 141 Livingston Street - 8th Fl. Brooklyn, New York 11201 on Thursday, July 5, 1984 at 1:30 p.m. Notice of said pre-hearing conference was given to petitioner(s). Petitioner(s) did not appear at the pre-hearing conference. A default has been duly noted.

Now on motion of the State Tax Commission, it is

ORDERED that the petition of Joseph & Katherine LoPinto be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
SEPTEMBER 28, 1984