



New York State Tax Commission

**TAX APPEALS BUREAU**

W.A. Harriman Campus  
Albany, New York 12227

November 7, 1985

Barry B. Simmons  
273 E. Spring Street  
Nanticoke, PA 18634

Dear Mr. Simmons:

Please take notice of the Default Order of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to Section(s) 690 & 1312 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 truly yours,

Joseph Chyrywat  
Supervisor of Tax Conferences

cc: Taxing Bureau's Representative

STATE OF NEW YORK  
STATE TAX COMMISSION

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In the Matter of the Petition :  
of :  
Barry B. Simmons : DEFAULT ORDER  
: 85-C-27  
for Redetermination of a Deficiency or Revision of :  
a Determination or Refund of NYS & NYC Income Tax :  
under Article 22 & 30 of the Tax Law for the Period :  
1/1/80 - 12/31/80. :

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Petitioner(s) Barry B. Simmons filed a petition for redetermination of a deficiency or revision of a determination or refund of NYS & NYC Income Tax under Article 22 & 30 of the Tax Law for the Period 1/1/80 - 12/31/80. File No. 50388.

A pre-hearing conference on the petition was scheduled before Ralph Liporace, at the offices of the State Tax Commission, 114 Old Country Road - 2nd Floor, Mineola, New York 11501 on Monday, September 9, 1985 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 Barry B. Simmons be and the same is hereby denied.

DEFAULT ORDER  
ADOPTED BY THE STATE TAX COMMISSION  
ALBANY, NEW YORK  
NOVEMBER 7, 1985