



New York State Tax Commission

**TAX APPEALS BUREAU**

W.A. Harriman Campus  
Albany, New York 12227

October 6, 1986

Bernard H. & Rae F. Cherry  
RFD #1 Canitoe Street  
Katonah, NY 10556

Re: File No. 63779

Dear Mr. & Mrs. Cherry:

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 truly yours,

Joseph Chyrywaty  
Supervisor of Tax Conferences

cc: Taxing Bureau's Representative

Petitioner's Representative:  
Stuart E. Berelson  
c/o Fine, Tofel, Saxl, Berelson & Barandes  
823 United National Plaza  
New York, NY 10017

STATE OF NEW YORK

STATE TAX COMMISSION

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In the Matter of the Petition	:	
of	:	
Bernard H. & Rae F. Cherry	:	<u>DEFAULT ORDER</u>
	:	86-C-23
for Redetermination of a Deficiency or Revision	:	
of a Determination or Refund of	:	
NYS Personal Income Tax under Article 22	:	
of the Tax Law for the Year 1981.	:	

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Petitioner(s) Bernard H. & Rae F. Cherry filed a petition for redetermination of a deficiency or revision of a determination or refund of NYS Personal Income Tax under Article 22 of the Tax Law for the Year 1981. File No. 63779.

A pre-hearing conference on the petition was scheduled before Thomas Dwyer, at the offices of the State Tax Commission, 99 Church Street, Second Floor White Plains, New York 10601 on Monday, August 18, 1986 at 3:00 p.m. Notice of said pre-hearing conference was given to petitioner(s) and the representative of 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 Bernard H. & Rae F. Cherry be and the same is hereby denied.

DEFAULT ORDER  
ADOPTED BY THE STATE TAX COMMISSION  
ALBANY, NEW YORK  
OCTOBER 6, 1986