

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

C & M STATIONERY & LUNCHEONETTE (SELLER)
AND ANTHONY LA MARCA (PURCHASER);

AFFIDAVIT OF MAILING
OF NOTICE OF DECISION
BY (CERTIFIED) MAIL

For a Redetermination of a Deficiency or
a Refund of Sales and Use :
Taxes under Article(s) 28 and 29 of the
Tax Law for the ~~years~~ period 8/1/65 :
through 4/31/67.

State of New York
County of Albany

Janet Mack , 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 24th day of July , 1974 , she served the within
Notice of Decision (or Determination) by (certified) mail upon Anthony La Marca

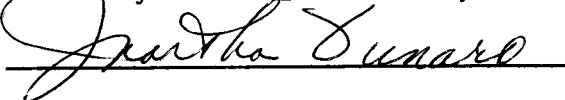
~~representative of~~ the petitioner in the within
proceeding, by enclosing a true copy thereof in a securely sealed postpaid
wrapper addressed as follows: Mr. Anthony La Marca
152 Harman Street
Brooklyn, New York

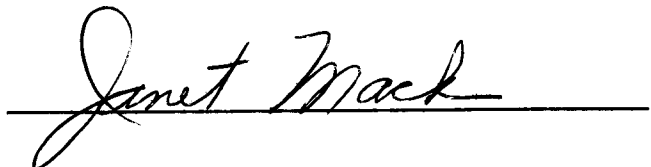
and by depositing same enclosed in a postpaid properly addressed wrapper in a
(post office or official depository) under the exclusive care and custody of
the United States Post Office Department within the State of New York.

That deponent further says that the said addressee is the ~~(representative of)~~
~~xxx~~ 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

24th day of July , 1974.





STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
C & M STATIONERY & LUNCHEONETTE (Seller)
AND ANTHONY LA MARCA (Purchaser)

AFFIDAVIT OF MAILING
OF NOTICE OF DECISION
BY (CERTIFIED) MAIL

For a Redetermination of a Deficiency or
a Refund of Sales & Use :
Taxes under Article(s) 28 & 29 of the :
Tax Law for the ~~Year(s)~~/Period 8/1/65 :-
4/31/67

State of New York
County of Albany

Martha Funaro , 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 18th day of July , 1974, she served the within
Notice of Decision (or Determination) by (certified) mail upon C & M Stationery &
Luncheonette-c/o Charles (representative of) the petitioner in the within
and Mary Enoch
proceeding, by enclosing a true copy thereof in a securely sealed postpaid
wrapper addressed as follows: C & M Stationery & Luncheonette
c/o Charles and Mary Enoch
Box 122
Adendaw, South Carolina

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 Post Office Department within the State of New York.

That deponent further says that the said addressee is the (representative
of) 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

18th day of July , 1974.

Janet Mack

Martha Funaro

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

C & M STATIONERY & LUNCHEONETTE (Sëller)
AND ANTHONY LA MARCA (Purchaser):

AFFIDAVIT OF MAILING
OF NOTICE OF DECISION
BY (CERTIFIED) MAIL

For a Redetermination of a Deficiency or
a Refund of Sales & Use :
Taxes under Article(s) 28 & 29 of the
Tax Law for the ~~Year(s)~~ Period 8/1/65 -
4/31/67

State of New York
County of Albany

Martha Funaro , 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 18th day of July , 19 74, she served the within
Notice of Decision (or Determination) by (certified) mail upon Anthony La Marca

(representative of) the petitioner in the within
proceeding, by enclosing a true copy thereof in a securely sealed postpaid
wrapper addressed as follows: Mr. Anthony La Marca
251 Central Avenue
Brooklyn, New York

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 Post Office Department within the State of New York.

That deponent further says that the said addressee is the (representative
of) 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

18th day of July , 1974

Janet Mack

Martha Funaro

STATE OF NEW YORK
Department of Taxation and Finance

ALBANI, N. I. 1221

STATE CAMPUS

RECEIVED
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ny La Marca
al Avenue
New York

High 7.7 Night



— BUSHWICK STA. —



STATE OF NEW YORK
DEPARTMENT OF TAXATION AND FINANCE

STATE TAX COMMISSION
HEARING UNIT

EDWARD ROOK
SECRETARY TO
COMMISSION

STATE TAX COMMISSION

MARIO A. PROCACCINO, PRESIDENT
A. BRUCE MANLEY
MILTON KOERNER

BUILDING 9, ROOM 214-A
STATE CAMPUS
ALBANY, N.Y. 12227

AREA CODE 518

ADDRESS YOUR REPLY TO

MR. WRIGHT 457-2655
MR. LEISNER 457-2657
MR. COBURN 457-2896

Dated: Albany, New York

July 18, 1974

**C & M Stationery & Luncheonette
c/o Charles and Mary Enoch
Box 122
Adendaw, South Carolina**

Dear Mr. & Mrs. Enoch:

Please take notice of the **DEFAULT ORDER**
of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to
Section(s) **1138 & 1243** 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.

Any 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.
These will be referred to the proper party for
reply.

Very truly yours,

Nigel G. Wright

Enc.

HEARING OFFICER

cc: Petitioner's Representative
Law Bureau

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Application :
of :
C & M STATIONERY & LUNCHEONETTE (Seller) :
AND ANTHONY LA MARCA (Purchaser) : DEFAULT ORDER
for Revision of a Determination or for :
Refund of Sales and Use Taxes under :
Articles 28 and 29 of the Tax Law for :
the Period 8/1/65 - 4/31/67. :

Applicants, C & M Stationery & Luncheonette (seller) and Anthony La Marca (purchaser), filed an application for revision or for refund of sales and use taxes under Articles 28 and 29 of the Tax Law for the period 8/1/65 - 4/31/67.


A formal hearing was scheduled before Nigel G. Wright, Hearing Officer, at the offices of the State Tax Commission, 80 Centre Street, New York, New York, on December 12, 1973, at 2:00 P.M. Notice of said formal hearing was given to applicants. Applicants did not appear at the formal hearing. A default has been duly noted.

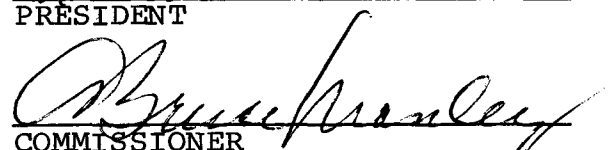
Now on motion of the attorney for the Department of Taxation and Finance, it is

ORDERED that the application of C & M Stationery & Luncheonette (seller) and Anthony La Marca (purchaser) be and the same is hereby denied.

DATED: Albany, New York
July 18, 1974

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER