

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

DELGADOS FOOD CENTER, INC.

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Sales & Use :
Taxes under Article(s) 28 & 29 of the :
Tax Law for the ~~Year(s)~~ Period(s) :
9/1/71 - 8/31/74.

State of New York
County of Albany

Catherine Steele, 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 7th day of October, 1976, she served the within
Notice of Default Order by ~~certified~~ mail upon Delgados Food Center, Inc.

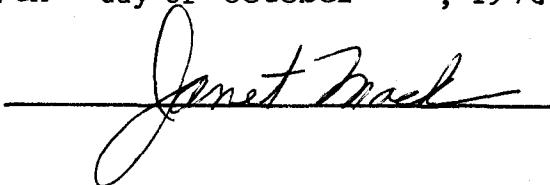
~~(representative of)~~ the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Delgados Food Center, Inc.
246 Tompkins Avenue
Brooklyn, New York 11221

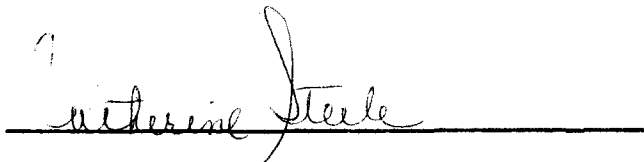
and by depositing same enclosed in a postpaid properly addressed wrapper in a
(post office or official depository) under the exclusive care and custody of
the United States Postal Service within the State of New York.

That deponent further says that the said addressee is the ~~(representative of)~~
~~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 October, 1976





STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

DELGADOS FOOD CENTER, INC.

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Sales & Use :
Taxes under Article(s) 28 & 29 of the :
Tax Law for the ~~XXXXXX~~ Period(s) :
9/1/71 - 8/31/74.

State of New York
County of Albany

Catherine Steele, 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 7th day of October, 1976, she served the within
Notice of Default Order by ~~(certified)~~ mail upon Seymour H. Roth

(representative of) the petitioner in the within proceeding,

by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows:

Mr. Seymour H. Roth
1509 Rockwin Road
Rockville Centre, New York 11570

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 October, 1976.

Catherine Steele

Janet Mack



STATE OF NEW YORK
DEPARTMENT OF TAXATION AND FINANCE

STATE TAX COMMISSION

TAX APPEALS BUREAU
STATE CAMPUS
ALBANY, N.Y. 12227

ADDRESS YOUR REPLY TO

October 7, 1976

TELEPHONE: (518) **457-3850**

Delgados Food Center, Inc.
246 Tompkins Avenue
Brooklyn, New York 11221

Gentlemen:

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.

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. They
will be referred to the proper party for reply.

Very truly yours,

Aloysius J. Mendza
Aloysius J. Mendza
Supervisor of Tax
Conferences

Enc.

cc: Petitioner's Representative:

Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
DELGADOS FOOD CENTER, INC.

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of
Sales and Use
Taxes under Article(s) 28 & 29 of the Tax Law for the
~~Year(s)~~ 9/1/71 - 8/31/74.
Period

Petitioner(s) Delgados Food Center, Inc., 246 Tompkins Avenue,
Brooklyn, New York 11221 filed a petition for redetermination of deficiency
or for refund of Sales and Use taxes under Article(s)
28 & 29 of the Tax Law for the year(s) 9/1/71 - 8/31/74. File No. ~~(s)~~ 10084

A Conference on the petition was scheduled before

, at the offices of the State
Allen Caplowaith, Conferee
Tax Commission, Two World Trade Center, Room 65-31, 65th Floor, New York, N.Y.
on Monday, July 19, 1976, at 10:30 A.M. . Notice of said Conference
was given to petitioner(s) and petitioner(s) representative, Seymour H.

Roth . Petitioner(s) or petitioner(s) representative did
not appear at the 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 Delgados Food Center, Inc.
be and the same is hereby denied.

DATED: Albany, New York
October 7, 1976

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER