

DEPARTMENT OF TAXATION AND FINANCE

Don Owen

Endicott ny
603-754-~~4771~~
4111

Leisner
Default order

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Joel Seelster Esq
Endicott

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and mission

From NIGEL G. WRIGHT

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

DON OWEN PONTIAC, INC.

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 ~~XXXXX~~ Period June 1, 1967
through May 31, 1970.

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 30th day of December , 1974 , she served the within
Notice of ~~Decision~~ (or Determination) by ~~(certified)~~ mail upon Don Owen Pontiac, Inc.

(~~representative of~~) the petitioner in the within
proceeding, by enclosing a true copy thereof in a securely sealed postpaid
wrapper addressed as follows: Don Owen Pontiac, Inc.

2301 E. Main Street
Endicott, New York 13760

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)~~
~~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

30th day of December , 1974

Matthew J. Sparks

Janet Mack



STATE OF NEW YORK
DEPARTMENT OF TAXATION AND FINANCE

BUILDING 9, ROOM 214A

STATE CAMPUS

ALBANY, N. Y. 12226

AREA CODE 518

457-2655, 6, 7

STATE TAX COMMISSION

HEARING UNIT

EDWARD ROOK

SECRETARY TO
COMMISSION

STATE TAX COMMISSION

Mario A. Procaccino

~~XXXXXXXXXXXXXXXXXXXX~~ PRESIDENT

A. BRUCE MANLEY

MILTON KOERNER

ADDRESS YOUR REPLY TO

DATED: Albany, New York
December 30, 1974

Don Owen Pontiac, Inc.
2301 E. Main Street
Endicott, New York 13760

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.

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,

L. Robert Leisner

HEARING OFFICER

Enc.

cc: Petitioner's Representative
Law Bureau

STATE OF NEW YORK

STATE TAX COMMISSION

| | | |
|---|---|----------------------|
| In the Matter of the Application | : | |
| of | : | |
| DON OWEN PONTIAC, INC. | : | <u>DEFAULT ORDER</u> |
| 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 June 1, 1967 through May 31, 1970. | : | |

Applicant, Don Owen Pontiac, Inc., 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 June 1, 1967 through May 31, 1970. (Notice No. 90,742,937).

A formal hearing on the application was scheduled before L. Robert Leisner, Hearing Officer, at the offices of the State Tax Commission, 44 Hawley Street, Binghamton, New York, on Wednesday, October 9, 1974, at 9:30 A.M. Notice of said hearing was given to applicant. Applicant did not appear at the hearing. A default has been duly noted.

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

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ORDERED that the application of Don Owen Pontiac, Inc. be
and the same is hereby denied.

DATED: Albany, New York
December 30, 1974

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER