

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

METROPOLITAN ASPHALT CORP.

For a Redetermination of a Deficiency or
a Refund of Sales and Use
Taxes under Article(s) 28 & 29 of the
Tax Law for the ~~(Year(s))~~ period Aug. 1,
1965 to Aug. 31, 1966

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

State of New York
County of Albany

Margaret Wood, 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 26th day of March, 1970, she served the within Notice of ~~Decision~~ (or Determination) by ~~(certified)~~ mail upon Metropolitan Asphalt Corp. ~~(representative of)~~ the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows: Metropolitan Asphalt Corp.
151-45 6th Road
Whitestone, New York 11357
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

26th day of March, 1970.

James Wright

Margaret Wood

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

METROPOLITAN ASPHALT CORP.

For a Redetermination of a Deficiency or
a Refund of Sales and Use
Taxes under Article(s) 28 & 29 of the
Tax Law for the (Year(s)) period Aug. 1,
1965 to Aug. 31, 1966

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

State of New York
County of Albany

Margaret Wood, 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 26th day of March, 1970, she served the within
Notice of ~~Decision~~ (or Determination) by (~~certified~~) mail upon Marvin L.

Sutton, CPA (representative of) the petitioner in the within
proceeding, by enclosing a true copy thereof in a securely sealed postpaid
wrapper addressed as follows: Marvin L. Sutton, CPA
14 Glen Street
Glen Cove, New York 11542

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

26th day of March, 1970.

Jack Wright

Margaret Wood

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Application	:	
of	:	
METROPOLITAN ASPHALT CORP.	:	DEFAULT ORDER
For Revision of a Determination or	:	
for Refund of Sales and Use Taxes	:	
pursuant to Articles 28 and 29 of	:	
the Tax Law for the period, August 1,	:	
1965, to August 31, 1966	:	

The above-named vendor has applied to the State Tax Commission for revision of a determination as issued by the State Tax Commission on its sales and use tax returns for the period August 1, 1965 to August 31, 1966. A formal hearing on the application was scheduled for February 25, 1970, at 3 o'clock P. M. at the offices of the State Tax Commission in New York City before Hearing Officer Lawrence A. Newman. Notice of said hearing was duly given to the vendor, the vendor failed to appear at the hearing, and no one appeared on its behalf. Default has been duly recorded.

On motion of the attorney for the Department of Taxation and Finance, IT IS ORDERED that the application is hereby denied.

DATED: Albany, New York

STATE TAX COMMISSION

March 24, 1970.

Lawrence A. Newman

PRESIDENT

Bruce Manley

COMMISSIONER

Milton Kremer

COMMISSIONER