

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

JOHN J. MC CREEDY

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) :

2/9/76

State of New York  
County of Albany

John Huhn , being duly sworn, deposes and says that

he is an employee of the Department of Taxation and Finance, over 18 years of  
age, and that on the 3rd day of October , 19 77, he served the within

Notice of Default Order by (~~certified~~) mail upon John J. Mc Creedy

~~XXXXXXXXXXXX~~ the petitioner in the within proceeding,

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

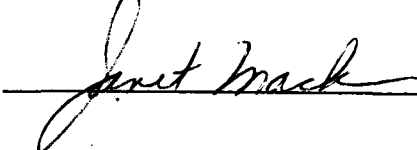
as follows: John J. Mc Creedy  
508 Hosmer Road  
Churchville, New York 14428

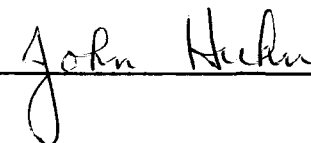
and by depositing same enclosed in a postpaid properly addressed wrapper in a  
(post office or official depository) under the exclusive care and custody of  
the United States Postal Service within the State of New York.

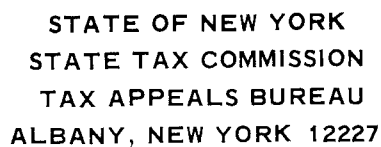
That deponent further says that the said addressee is the (~~XXXXXXXXXXXX~~  
~~XXXXXX~~ petitioner herein and that the address set forth on said wrapper is the  
last known address of the ~~XXXXXXXXXXXX~~ petitioner.

Sworn to before me this

3rd day of October , 1977.

  
\_\_\_\_\_

  
\_\_\_\_\_



JAMES H. TULLY JR., PRESIDENT  
MILTON KOERNER  
THOMAS H. LYNCH

TELEPHONE: (518) 457-1723

Dear Mr. McCreedy:

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 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 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,

*Joseph Chyrywaty / me*  
JOSEPH CHYRYWATY  
HEARING EXAMINER

Enc.

[illegible]

Taxing Bureau's Representative:

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition  
of  
JOHN J. MC CREEDY  
for Revision or for Refund of Sales and Use Taxes  
under Article(s) 28 and 29 of the Tax Law for the  
~~Year(s)~~ Period 2/9/76

DEFAULT ORDER

Petitioner(s) John J. Mc Creedy, 508 Hosmer Road, Churchville,  
New York, 14428 filed a petition for revision or for refund of  
Sales and Use taxes under Article(s) 28 and 29 of the Tax Law for the  
Period ~~Year(s)~~ 2/9/76 . File No.(s) 14800

A small claims hearing on the petition was scheduled before  
Joseph Chyrywaty, Hearing Officer , at the offices of the State  
Tax Commission, One Marine Midland Plaza, Room 1300, Rochester, New York  
on August 11, 1977 at 9:15 A.M. . Notice of said small claims  
hearing was given to petitioner(s) ~~and petitioner(s) representative,~~  
. Petitioner(s) ~~or petitioner(s) representative~~ did  
not appear at the small claims 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 petition of John J. Mc Creedy  
be and the same is hereby denied.

DATED: Albany, New York

October 3, 1977

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER