

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
PETER LAURIA

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) or Period(s) :
6/1/72 - 5/21/73

State of New York
County of Albany

Marsina Donnini, 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 11th day of August, 1977, she served the within Notice of Default Order by ~~(certified)~~ mail upon Peter Lauria ~~(representative of)~~ the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows: Mr. Peter Lauria
Space Port Restaurant, Inc.
147-17 12th Avenue
Whitestone, 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 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

11th day of August, 1977

Marsina Donnini

Janet Mack



STATE OF NEW YORK
STATE TAX COMMISSION
TAX APPEALS BUREAU
ALBANY, NEW YORK 12227

ADDRESS YOUR REPLY TO

August 11, 1977

JAMES H. TULLY JR., PRESIDENT

MILTON KOERNER

THOMAS H. LYNCH

TELEPHONE: (518) 457-1723

**Mr. Peter Lauria
Space Port Restaurant, Inc.
147-17 12th Avenue
Whitestone, New York**

Dear Mr. Lauria:

Please take notice of the Default Order
of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to
Section(s) **x 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:

TA-19 (7/77)

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition
of
PETER LAURIA
for Revision or for Refund of Sales & Use Taxes
under Article(s) 28 & 29 of the Tax Law for the
~~years(s)~~ Period 6/1/72 - 5/31/73

DEFAULT ORDER

Petitioner ~~(S)~~ Peter Lauria, Space Port Restaurant, Inc., 147-17 12th Avenue,
Whitestone, New York filed a petition for revision or for refund of
Sales & Use taxes under Article(s) 28 & 29 of the Tax Law for the
~~years(s)~~ Period 6/1/72 - 5/31/73 . File No. ~~(S)~~ 11097

A pre-hearing conference on the petition was scheduled before
Eugene C. Welch, Conferee , at the offices of the State
Tax Commission, N.Y.S. Dept. of Taxation & Finance, Queens District Office, 97-77 Queens
Blvd., Rego Park, New York
on Tuesday, May 3, 1977 at 1:30 P.M. . Notice of said pre-hearing
conference was given to petitioner ~~(S)~~ and petitioner ~~(S)~~ representative,
. Petitioner ~~(S)~~ or petitioner ~~(S)~~ representative did
not appear at the scheduled 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 Peter Lauria
be and the same is hereby denied.

DATED: Albany, New York
August 11, 1977

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER