

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

HILL TOP TAVERN

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) :
June 1, 1971 - May 31, 1974.

State of New York
County of Albany

Bruce Batchelor, 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 28th day of March, 1977, ~~she~~ served the within
Notice of Default Order by ~~(certified)~~ mail upon Hill Top Tavern

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

Hill Top Tavern
4424 Eighth Avenue
Brooklyn, 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)~~
~~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

28th day of March, 1977.

Bruce Batchelor

Janet Mark



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

March 28, 1977

TELEPHONE: (518) **457-1723**

Hill Top Tavern
4424 Eighth Avenue
Brooklyn, New York

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,

Frank J. Puccia
Supervisor of Small
Claims Hearings

Enc.

cc: ~~XXXXXXXXXXXXXXXXXXXX~~

Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition
of
HILL TOP TAVERN
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 June 1, 1971 - May 31, 1974

DEFAULT ORDER

Petitioner(s) Hill Top Tavern, 4424 Eighth Avenue, Brooklyn, New York
filed a petition for revision or for refund of
sales and use taxes under Article(s) 28 & 29 of the Tax Law for the
year(s) period June 1, 1971 - May 31, 1974. File No.(x) 10963.

A small claims hearing on the petition was scheduled before
Philip Mercurio, hearing officer, at the offices of the State
Tax Commission, Two World Trade Center, 65th Floor, Room 65-31, New York,
on New York at 2:45 p.m. . Notice of said

hearing 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 Hill Top Tavern
be and the same is hereby denied.

DATED: Albany, New York
March 28, 1977

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER