

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

MARTIN GUNTHER, JR.

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)

3/1/69 - 2/29/72

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 20th day of May, 19 77, she served the within  
Notice of Default Order by ~~(XXXXXXXX)~~ mail upon Martin Gunther, Jr.

~~(representative of)~~ the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Mr. Martin Gunther, Jr.  
225 Fargut Avenue  
Hasting, New York 10706

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)~~  
~~XXXXXXXX~~ 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

20th day of May, 19 77.

Bruce Batchelor

Janet Mack



STATE OF NEW YORK  
DEPARTMENT OF TAXATION AND FINANCE

TAX APPEALS BUREAU  
STATE CAMPUS  
ALBANY, N.Y. 12227

STATE TAX COMMISSION

ADDRESS YOUR REPLY TO

May 20, 1977

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

Mr. Martin Gunther, Jr.  
225 Fargut Avenue  
Hasting, New York 10706

Dear Sir:

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,

ALOYSIUS J. MENDEZ

Supervisor of  
Tax Conferences

Enc.

cc: ~~Commissioner's Representative:~~

Taxing Bureau's Representative:

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

MARTIN GUNTHER, JR.

DEFAULT ORDER

for Revision or for Refund of Sales & Use Taxes

under Article(s) 28 & 29 of the Tax Law for the  
~~year(s)~~ Period 3/1/69 - 2/29/72

Petitioner(s) Martin Gunther, Jr., 225 Fargut Avenue, Hasting,

New York 10706

filed a petition for revision or for refund of

sales & use

taxes under Article(s) 28 & 29

of the Tax Law for the

~~year(s)~~ Period 3/1/69 - 2/29/72

. File No.(s) 10151

A pre-hearing conference on the petition was scheduled before

Morris Turetzky, Conferee

, at the offices of the State

Tax Commission, 99 Church Street, 2nd Floor, White Plains, NY

on January 17, 1977

at 10:30 A.M.

. Notice of said pre-hearing

conference was given to petitioner(s) ~~xxxxxx~~

. Petitioner(s) ~~xxxxxx~~ did

not appear at the scheduled conference . 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 Martin Gunther, Jr.

be and the same is hereby denied.

DATED: Albany, New York

May 20, 1977

STATE TAX COMMISSION

*James W. Tully*  
PRESIDENT

*Milton Korman*  
COMMISSIONER

*Thomas H. ...*  
COMMISSIONER