

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
PABLO F. BERLANGA : AFFIDAVIT OF MAILING
d/b/a DIN WINE & LIQUOR STORE
For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Sales and Use :
Taxes under Article(s) 28 & 29 of the :
Tax Law for the ~~XXXXXX~~ Period(s) :
12/1/71 - 2/28/75

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 11 day of August , 1977, she served the within
Notice of Default Order by (~~xxxxxx~~) mail upon Pablo F. Berlanga,
d/b/a Din Wine & Liquor Store
(~~representative of~~) the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Pablo F. Berlanga
d/b/a Din Wine & Liquor Store
646 Broadway
Brooklyn, New York 11206
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~~
~~XXXXXX~~) 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

11 day of August , 1977.

Janet Mack

Marsina Donnini



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

ADDRESS YOUR REPLY TO

JAMES H. TULLY JR., PRESIDENT

MILTON KOERNER

THOMAS H. LYNCH

August 11, 1977

TELEPHONE: (518) 457-1723

**Pablo F. Berlanga
d/b/a Din Wine & Liquor Store
646 Broadway
Brooklyn, New York 11206**

Dear Mr. Berlanga:

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. Nendza
Aloysius J. Nendza
Supr. of Tax Conferences

Enc.

cc: ~~Revised to be Representative~~

Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition
of
PABLO F. BERLANGA
d/b/a DIN WINE & LIQUOR STORE
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 12/1/71 - 2/28/75

DEFAULT ORDER

Petitioner(s), Pablo F. Berlanga, d/b/a Din Wine & Liquor Store,
646 Broadway, Brooklyn, New York 11206,
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
~~year(s)~~ period 12/1/71 - 2/28/75 . File No.(s) 11003.

A pre-hearing conference on the petition was scheduled before
Charles Norman, Conferee , at the offices of the State
Tax Commission, Brooklyn District Office, 141 Livingston Street, Brooklyn,
New York, 3:00 P.M. and
on 11/22/76 & 1/28/77 at 10:30 A.M. . Notice of said pre-hearing
conferences were
conferences ~~was~~ given to petitioner(s) and petitioner(s) representative(s)

. Petitioner(s) ~~or~~ petitioner(s) representative did
not appear at the pre-hearing conferences. A default has been duly noted.


Now on motion of the attorney for the Department of Taxation and Finance,
it is

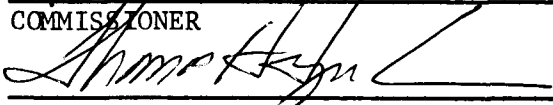
ORDERED that the petition of Pablo F. Berlanga, d/b/a Din Wine & Liquor Store
be and the same is hereby denied.

DATED: Albany, New York
August 11, 1977

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER