

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
ROBERT ALTSCHUL & GEORGE ALTSCHUL  
INDIVIDUALLY AND AS CO-PARTNERS  
D/B/A PEMBROKE DELICATESSEN  
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)  
ended 6/1/72 - 5/31/75

AFFIDAVIT OF MAILING

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 26 day of July, 1977, she served the within  
Notice of Default Order by ~~certified~~ mail upon Robert Altschul &  
George Altschul ~~(representative of)~~ the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Robert Altschul & George Altschul  
individually and as co-partners  
d/b/a Pembroke Delicatessen  
844 Ninth Avenue  
New York, New York 10017  
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~~  
~~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

26 day of July, 1977.

Marsina Donnini

Janet Mach

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
ROBERT ALTSCHUL & GEORGE ALTSCHUL  
INDIVIDUALLY AND AS CO-PARTNERS  
D/B/A PEMBROKE DELICATESSEN  
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)  
ended 6/1/72 - 5/31/75

AFFIDAVIT OF MAILING

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 26 day of July, 1977, she served the within

Notice of Default Order by ~~XXXXXXXXXX~~ mail upon Max Englander, CPA

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

Max Englander, C.P.A.  
331 Madison Avenue  
New York, New York 10017

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

26 day of July

, 1977.

Marsina Donnini

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

July 26, 1977

TELEPHONE: (518) 457-1723

Robert Altschul & George Altschul  
individually and as co-partners  
D/B/A Pembroke Delicatessen  
844 Ninth Avenue  
New York, New York 10017

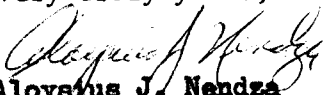
Gentlemen:

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,

  
**Aloysius J. Nendza**  
**Supervisor of Tax Conferences**

Enc.

cc: Petitioner's Representative:

Taxing Bureau's Representative:

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
ROBERT ALTSCHUL & GEORGE ALTSCHUL  
INDIVIDUALLY AND AS CO-PARTNERS  
D/B/A PEMBROKE DELICATESSEN

DEFAULT ORDER

for Revision or for Refund of Sales & Use Taxes

under Article(s) 28 & 29 of the Tax Law for the  
~~Year(s)~~ Periods Ended 6/1/72 - 5/31/75

Petitioner(s) Robert Altschul & George Altschul, individually and as co-partners,  
d/b/a Pembroke Delicatessen, 844 Ninth Avenue, New York, New York 10017,  
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)~~ Periods Ended 6/1/72 - 5/31/75 . File No. (s) 15016

A pre-hearing conference on the petition was scheduled before

Allen Caplowaith, Conferee , at the offices of the State  
Tax Commission, Two World Trade Center, New York, New York, 65 Fl., Rm 65-51, NY, NY,  
on Friday, February 18, 1977 at 9:00 A.M. . Notice of said pre-hearing  
conference was given to petitioner(s) and petitioner(s) representative, Max Englander, CPA  
. Petitioner(s) or petitioner(s) representative did  
not appear at the pre-hearing conference . A default has been duly noted.

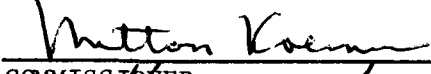
Now on motion of the attorney for the Department of Taxation and Finance,  
it is

ORDERED that the petition of Robert Altschul & George Altschul individually and as  
co-partners, d/b/a Pembroke Delicatessen  
be and the same is hereby denied.

DATED: Albany, New York  
July 26, 1977

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER