

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

DOWN HOME EBB BAR & GRILL, INC.:

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :  
a Revision of a Determination or a Refund :  
of Sales and Use :  
Taxes under Article(s) 28 and 29 of the :  
Tax Law for the ~~year(s)~~ Period(s) :  
3/1/73 to 11/30/75

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 18th day of March , 1977 , she served the within  
Notice of Default Order by (~~certified~~) mail upon Down Home Ebb  
Bar & Grill, Inc.  
(~~representative of~~) the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Down Home Ebb Bar & Grill, Inc.  
227 Broadway  
Rensselaer, NY 12144

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

18th day of March , 1977.

Bruce Batchelor

Janet Trach



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

March 18, 1977

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

Down Home Ebb Bar & Grill, Inc.  
227 Broadway  
Rensselaer, NY 12144

Gentlemen:

Please take notice of the **DEFAULT ORDER**  
of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to  
Section ~~(a)~~ **1138 and 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**  
**Supervisor of**  
**Tax Conferences**

Enc.

cc: ~~Enclosure~~

Taxing Bureau's Representative:

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition  
of  
DOWN HOME EBB BAR & GRILL, INC. DEFAULT ORDER  
for Revision or for Refund of Sales and Use Taxes  
under Article(s) 28 & 29 of the Tax Law for the  
~~xx~~Year(s) Period 3/1/73 to 11/30/75

Petitioner(s) Down Home Ebb Bar & Grill, Inc., 227 Broadway, Rensselaer,  
New York 12144 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 3/1/73 to 11/30/75 . File No.(s) 16483 .

A conference on the petition was scheduled before  
Frank Fleury, Conferee , at the offices of the State  
Tax Commission, Department of Taxation and Finance, Bldg. # 9, Rm. 107, State Campus,  
Albany, New York.

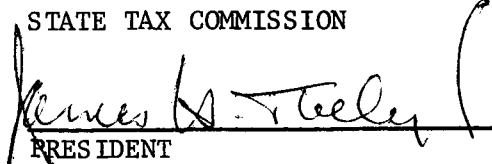
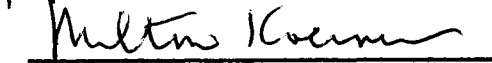
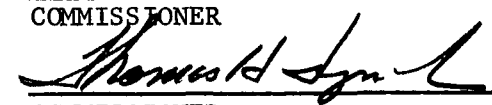
on Wednesday, January 26, 1977 at 1:00 P.M. . Notice of said conference  
was given to petitioner(s) ~~and petitioner(s) representative~~

. Petitioner(s) ~~xxx petitioner(s) representative~~ did  
not appear at the 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 Down Home Ebb Bar & Grill, Inc.  
be and the same is hereby denied.

DATED: Albany, New York  
March 18, 1977

STATE TAX COMMISSION  
  
PRESIDENT  
  
COMMISSIONER  
  
COMMISSIONER