

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
AGOSTINO & ANNA D'ALESSIO (SELLER) : AFFIDAVIT OF MAILING  
d/b/a RAYMOND RIPOLLONE  
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) :  
September 1, 1970 through April 13, 1973.

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 , 1977, ~~she~~ served the within  
Notice of Default Order by ~~(certified)~~ mail upon Agostino & Anna  
D'Alessio ~~(representative of)~~ the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Agostino & Anna D'Alessio (Seller)  
d/b/a Raymond Ripollone  
3207 Westchester Avenue  
Bronx, 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)~~  
~~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

20th day of May , 1977.

Bruce Batchelor

Just Mack

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
AGOSTINO & ANNA D'ALESSIO (SELLER) : AFFIDAVIT OF MAILING  
d/b/a RAYMOND RIPOLLONE  
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 ~~Year(s)~~ Period ~~(x)~~ :  
September 1, 1970 through April 13, 1973.

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 , 1977, ~~she~~ served the within  
Notice of Default Order by ~~(certified)~~ mail upon Jack Marder

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

Jack Marder, Esq.  
391 East 149th Street  
New York, New York 10455

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

20th day of May , 1977.

Janet Mack

Bruce Batchelor



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

May 20, 1977

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

Agostino & Anna D'Alessio (Seller)  
d/b/a Raymond Ripollone  
3207 Westchester Avenue  
Bronx, New York

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

Please take further notice that pursuant to  
Section(s) **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,  
*Frank J. Puccia*  
**Frank J. Puccia**  
**Supervisor of**  
**Small Claims Hearings**

Enc.

cc: Petitioner's Representative:

Taxing Bureau's Representative:

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition  
of  
AGOSTINO & ANNA D'ALESSIO (Seller)  
d/b/a RAYMOND RIPOLLONE  
for Revision or for Refund of Sales and Use Taxes  
under Article(s) 28 and 29 of the Tax Law for the  
~~years~~ Period September 1, 1970 through  
April 13, 1973.

DEFAULT ORDER

Petitioner(s), Agostino and Anna D'Alessio, d/b/a Raymond Ripollone,  
3207 Westchester Ave., Bronx, New York, 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  
~~years~~ period September 1, 1970 through April 13, 1973. File No. (x) 10292

A small claims hearing on the petition was scheduled before Joseph A.  
Milack, Small Claims Hearing Officer, at the offices of the State  
Tax Commission, Two World Trade Center, New York, New York  
on March 31, 1977 at 10:45 A.M. Notice of said small claims  
hearing was given to petitioner(s) and petitioner(s) representative,  
Mr. Jack Marder. Petitioner(s) or petitioner(s) representative did  
not appear at the small claims 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 AGOSTINO and ANNA D'alessio (Seller)  
d/b/a RAYMOND RIPOLLONE  
be and the same is hereby denied.

DATED: Albany, New York  
May 20, 1977

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER