

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
DIMEGLIO MARKETS, INC.

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 ~~XXXXXX~~ Period(s)  
12/1/73 - 8/31/76

State of New York  
County of Albany

John Huhn, 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 27 day of October, 1978, ~~she~~ served the within  
Notice of Default Order by ~~(certified)~~ mail upon Dimeglio Markets,  
Inc.

~~(representative of)~~ the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Dimeglio Markets, Inc.  
126 Dyckman Street  
New York, NY 10034

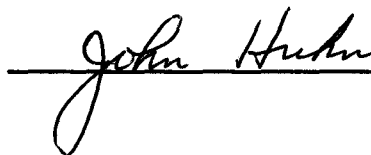
and by depositing same enclosed in a postpaid properly addressed wrapper in a  
(post office or official depository) under the exclusive care and custody of  
the United States Postal Service within the State of New York.

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

27 day of October, 1978.





STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

DIMEGLIO MARKETS, INC.

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)~~ Period(s)

12/1/73 - 8/31/76

State of New York  
County of Albany

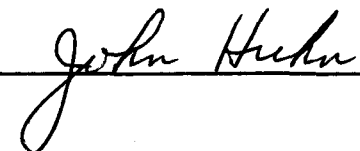
John Huhn, being duly sworn, deposes and says that  
~~she~~ she is an employee of the Department of Taxation and Finance, over 18 years of  
age, and that on the 27 day of October, 1978, ~~she~~ she served the within  
Notice of Default Order by (~~certified~~) mail upon Emanuel Tretin  
(representative of) the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Emanuel Tretin  
675 Academy Street  
New York, NY 10034  
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

27 day of October, 1978

  
\_\_\_\_\_

  
\_\_\_\_\_



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

October 27, 1978

ADDRESS YOUR REPLY TO

JAMES H. TULLY JR., PRESIDENT

MILTON KOERNER

THOMAS H. LYNCH

TELEPHONE: (518) 457-1723

**Dimeglio Markets, Inc.**  
**126 Dyckman Street**  
**New York, NY 10034**

**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,

  
**John F. Koeyer**  
**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

DIMEGLIO MARKETS, INC.

DEFAULT ORDER

for Revision or for Refund of Sales & Use Taxes

under Article(s) 28 & 29 of the Tax Law for the

~~XXXXXX~~ Period 12/1/73 - 8/31/76

Petitioner(X) Dimeglio Markets, Inc., 126 Dyckman Street, New York,  
New York 10034 filed a petition for revision or for refund of  
sales & use taxes under Article(s) 28 & 29 of the Tax Law for the  
~~XXXXXX~~ Period 12/1/73 - 8/31/76 . File No. ~~XX~~ 20758

A pre-hearing conference on the petition was scheduled before Robert  
Healey, Conferee, at the offices of the State  
Tax Commission, Department of Taxation & Finance, Tax Appeals Bureau, Two  
World Trade Center, Room 65-51, New York, New York  
on May 4, 1978 at 1:15 P.M. Notice of said pre-hearing  
conference was given to petitioner(s) and petitioner(s) representative, Emanuel  
Tretin . 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 DIMEGLIO MARKETS, INC.  
be and the same is hereby denied.

DATED: Albany, New York  
October 27, 1978

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER