

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
JAMES KING D/B/A 7-11 FOOD STORE 15471B

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)~~ :
9/1/73 - 5/17/75

State of New York
County of Albany

John Huhn, being duly sworn, deposes and says that

He is an employee of the Department of Taxation and Finance, over 18 years of
age, and that on the 3rd day of May, 1978, He served the within

Notice of Default Order by ~~(XXXXXX)~~ mail upon James King d/b/a 7-11
Food Store 15471 B

~~XXXXXXXXXXXXXXXX~~ the petitioner in the within proceeding,

by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed

as follows: James King
d/b/a 7-11 Food Store 15471 B
RD #2, Rt. #211E.
Middletown, New York 10940

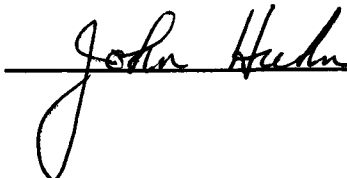
and by depositing same enclosed in a postpaid, properly addressed wrapper in a
(post office or official depository) under the exclusive care and custody of
the United States Postal Service within the State of New York.

That deponent further says that the said addressee is the ~~XXXXXXXXXXXX~~
~~XXXXXX~~ petitioner herein and that the address set forth on said wrapper is the
last known address of the ~~XXXXXXXXXXXXXXXXXXXX~~ petitioner.

Sworn to before me this

3rd day of May, 1978





STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

JAMES KING D/B/A 7-11 FOOD STORE 15471 B

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 (X) :
9/1/73 - 5/17/75

State of New York
County of Albany

John Huhn, being duly sworn, deposes and says that

He is an employee of the Department of Taxation and Finance, over 18 years of
age, and that on the 3rd day of May, 1978, He served the within

Notice of Default Order by ~~(XXXXXX)~~ mail upon Ludmerer & Vurno

(representative of) the petitioner in the within proceeding,

by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed

as follows: Ludmerer & Vurno
31 Main Street
Warwick, New York

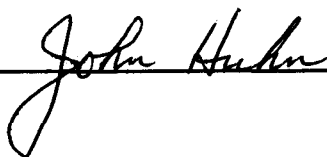
and by depositing same enclosed in a postpaid properly addressed wrapper in a
(post office or official depository) under the exclusive care and custody of
the United States Postal Service within the State of New York.

That deponent further says that the said addressee is the (representative
of the) 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

3rd day of May, 1978







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

May 3, 1978

TELEPHONE: (518) 457-1723

**James King
d/b/a 7-11 Food Store 15471 B
RD #2, Rt. #211E.
Middletown, New York 10940**

Dear Mr. King:

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. Koegel
**JOHN F. KOAGEL
SUPERVISOR OF
TAX CONFERENCES**

Enc.

cc: Petitioner's Representative:

Taxing Bureau's Representative:

1971-1972

1971-1972
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STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition
of
JAMES KING D/B/A 7-11 FOOD STORE 15471B
for Revision or for Refund of Sales and Use Taxes
under Article(s) 28 & 29 of the Tax Law for the
Year(s) 9/1/73 - 5/17/75

DEFAULT ORDER

Petitioner(s) James King d/b/a 7-11 Food Store 15471B, RD #2, Rt. #211E.,
Middletown, NY 10940 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) 9/1/73 - 5/17/75. File No. (s) 17786

A Pre-Hearing Conference on the petition was scheduled before
David M. Jablonski, Conferee, at the offices of the State
Tax Commission, Dept. of Taxation & Finance, 99 Church St., White Plains, NY
on February 6, 1978 at 1:15 P.M. Notice of said Pre-Hearing
Conference was given to petitioner(s) and petitioner(s) representative, Ludmerer &
Vurno. 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 James King d/b/a 7-11 Food Store 15471B
be and the same is hereby denied.

DATED: Albany, New York
May 3, 1978

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER