

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

MIDTOWN BOOK STORES, 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) :  
8/1/65 - 3/31/70.

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 22nd day of March , 1978, ~~she~~ served the within  
Notice of Default Order by ~~(XXXXXX)~~ mail upon Midtown Book Stores, Inc.

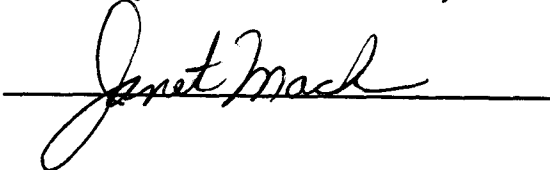
(~~representation of~~) the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Midtown Book Stores, Inc.  
138 West 42nd Street  
New York, New York 10036

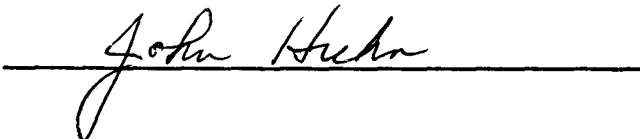
and by depositing same enclosed in a postpaid properly addressed wrapper in a  
(post office or official depository) under the exclusive care and custody of  
the United States Postal Service within the State of New York.

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

Sworn to before me this

22nd day of March , 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

**March 22, 1978**

TELEPHONE: (518) 457-1723

**Midtown Book Stores, Inc.  
138 West 42nd Street  
New York, New York 10036**

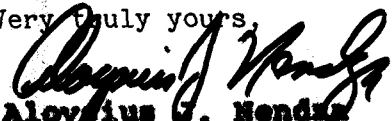
**Gentlemen:**

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 G. Hendrix**  
**Assistant Director**

Enc.

cc: ~~XXXXXXXXXXXXXXXXXXXX~~  
Petitioner's Representative.

Taxing Bureau's Representative:

STATE OF NEW YORK  
STATE TAX COMMISSION

**In the Matter of the Petition**

of  
MIDTOWN BOOK STORES, INC.

## DEFAULT ORDER

for Revision or for Refund of Sale & Use Taxes  
under Article(s) 28 & 29 of the Tax Law for the  
~~Year(s)~~ Periods 8/1/65 - 3/31/70

Petitioner(s) Midtown Book Stores, Inc., 138 West 42nd Street,  
New York, New York 10036

filed a petition for revision or for refund of

sale & use taxes under Article(s) 28 & 29 of the Tax Law for the  
periods  
years) 8/1/65- 3/31/70 . File No.(s) 01335

A formal hearing on the petition was scheduled before

Julius Brann, Hearing Officer , at the offices of the State

Tax Commission, Two World Trade Center, 65th Floor, Room 65-51, New  
York, New York

on Thursday, October 20, 1977 at 1:15 P.M. . Notice of said formal

hearing was given to petitioner (~~SXXXXXX~~) and (~~XXXXXXXXXXXXXXXXXXXXX~~) and (~~XXXXXXXXXXXXXXX~~) representative (~~XXXX~~)

~~XXXXXXXXXXXXXXXXXXXX~~ . Petitioner ~~(XXXXXXXXXXXXXXXXXXXX)~~ Representative ~~XXXX~~ did not appear at the formal 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 Midtown Book Stores, Inc. be and the same is hereby denied.

DATED: Albany, New York  
March 22, 1978

STATE TAX COMMISSION

**RES IDENT**

COMMISSIONER

COMMISSIONER



New York State Department of  
**TAXATION and FINANCE**

TAX APPEALS BUREAU

TO ..... Ms. Davis .....

Please attach to original  
default order. No better  
address.

4/17/78

M-75 (8/76)

· From Aloysius Nendza

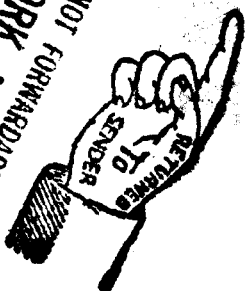
TA-26 (4-7-70) ~~FORMAL~~ HEARING  
STATE OF NEW YORK  
Department of Taxation and Finance  
TAX APPEALS BUREAU

STATE CAMPUS

ALBANY, N. Y. 12227

Midtown Book Stores, Inc.  
138 West 42nd Street  
New York, New York 10036

MOVED, NOT FORWARDABLE  
NEW YORK, N.Y. 10007





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

March 22, 1978

TELEPHONE: (518) 457-1723

Midtown Book Stores, Inc.  
138 West 42nd Street  
New York, New York 10036

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  
Assistant Director

Enc.

cc: ~~Taxing Bureau's Representative~~

Taxing Bureau's Representative:

TA-19 (7/77)

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

**MIDTOWN BOOK STORES, INC.**

### DEFAULT ORDER

for Revision or for Refund of **Sale & Use** Taxes

under Article(s) **28 & 29** of the Tax Law for the  
Year(s) **XXXX** Periods **8/1/65 - 3/31/70**

Petitioner(s) **Midtown Book Stores, Inc., 138 West 42nd Street,  
New York, New York 10036**

filed a petition for revision or for refund of

**sale & use** taxes under Article(s) **28 & 29** of the Tax Law for the

periods  
8/1/65- 3/31/70

• File No. (s) **01335**

A formal hearing on the petition was scheduled before

**Julius Brandt, Hearing Officer**

, at the offices of the State

Tax Commission, Two World Trade Center, 65th Floor, Room 65-51, New York, New York

on **Thursday, October 20, 1977** at **1:15 P.M.** . Notice of said **formal**

~~hearing~~ was given to petitioner(s) and petitioner(s) ~~XXXXXXXXXXXXXXX~~

• Petitioner(s) or petitioner(s) representative did

not appear at the **formal 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 **Midtown Book Stores, Inc.**

be and the same is hereby denied.

DATED: Albany, New York  
March 22, 1978

STATE TAX COMMISSION

**PRES IDENT**

~~COMMISSIONER~~

COMMISSIONER