

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

NEPTUNE WINES & LIQUORS, 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 ~~XXXX(s)XX~~ Period (X) :
3/1/73 - 8/31/76.

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 27th day of July , 1978, he served the within
Notice of Default Order by ~~(certified)~~ mail upon Neptune Wines &
Liquors, Inc. (~~representative of~~) the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Neptune Wines & Liquors, Inc.
231 Schenectady Avenue
Brooklyn, New York 11213

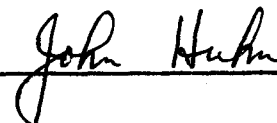
and by depositing same enclosed in a postpaid properly addressed wrapper in a
(post office or official depository) under the exclusive care and custody of
the United States Postal Service within the State of New York.

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

27th day of July , 1978





STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

NEPTUNE WINES & LIQUORS, 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 - 8/31/76.

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 27th day of July , 1978, he served the within
Notice of Default Order by ~~(certified)~~ mail upon Murray A. Marcus

(representative of) the petitioner in the within proceeding,

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

as follows: Mr. Murray A. Marcus
Suite 610
89-31 161st Street
Jamaica, New York 11432

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

27th day of July , 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

July 27, 1978

TELEPHONE: (518) 457-1723

Neptune Wines & Liquors, Inc.
231 Schenectady Avenue
Brooklyn, New York 11213

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,

Enc.

John F. Kogel

Supervisor of Tax Conferences

cc: Petitioner's Representative:

Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

NEPTUNE WINES & LIQUORS, INC.

DEFAULT ORDER

for Revision or for Refund of Sales and Use Taxes

under Article(s) 28 and 29 of the Tax Law for the
~~years~~ Period 3/1/73 - 8/31/76.

Petitioner(~~x~~), Neptune Wines & Liquors, Inc., 231 Schenectady Avenue,
Brooklyn, New York 11213, 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 3/1/73 - 8/31/76 . File No. (~~x~~) 19739

A pre-hearing conference on the petition was scheduled before
Robert Healey, Conferee , at the offices of the State
Tax Commission, Department of Taxation and Finance, Brooklyn District Office,
141 Livingston Street, Brooklyn, New York
on March 13, 1978 at 9:00 A.M. . Notice of said pre-hearing
conference was given to petitioner(~~x~~) and petitioner(~~x~~) representative,
Murray A. Marcus . Petitioner(~~x~~) or petitioner(~~x~~) 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 NEPTUNE WINES & LIQUORS, INC.
be and the same is hereby denied.

DATED: Albany, New York
July 27, 1978

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER