

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

RAFFA'S SERVICE STATION

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 of the :
Tax Law for the ~~years~~ or Period(s) :
12/1/71 - 2/28/75

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 13th day of December , 1978 , he served the within

Default Order by ~~(certified)~~ mail upon Raffa's Service

Station ~~representative of~~ the petitioner in the within proceeding,

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

as follows: Raffa's Service Station
6 Eleanor Drive
Mahpac, 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

13th day of December , 1978.

John Huhn

[Signature]

STATE OF NEW YORK
STATE TAX COMMISSION

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Taxes under Article(s) 28 of the :
Tax Law for the Year(s) or Period(s) :
12/1/71 - 2/28/75

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 13th day of December, 1978, he served the within
Default Order

by ~~(certified)~~ mail upon E. Lawrence Brass, Esq.

(representative of) the petitioner in the within proceeding,

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

as follows: E. Lawrence Brass, Esq.
616 Jerusalem Avenue
Uniondale, New York

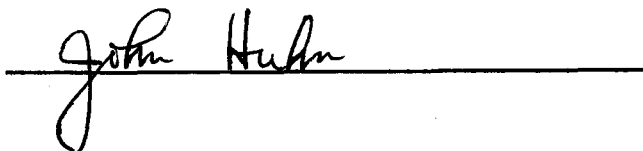
and by depositing same enclosed in a postpaid properly addressed wrapper in a
(post office or official depository) under the exclusive care and custody of
the United States Postal Service within the State of New York.

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

13th day of December, 1978.







STATE OF NEW YORK
DEPARTMENT OF
TAXATION AND FINANCE
ALBANY, NEW YORK 12227

BERTHLYNN J. DAVIS
SECRETARY TO THE
STATE TAX COMMISSION

December 13, 1978

Raffa's Service Station
6 Eleanor Drive
Mahpac, New York

Gentlemen:

Please take notice of the Default Order of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to Section(s) 690 of the Tax Law, any proceeding in court to review an adverse decision must be commenced within **four 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,


BERTHLYNN J. DAVIS
SECRETARY TO THE STATE TAX COMMISSION

Enc.

cc: Petitioner's Representative:
E. Lawrence Brass, Esq.
616 Jerusalem Avenue
Uniondale, New York
Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

RAFFA'S SERVICE STATION

DEFAULT ORDER

for Revision or for Refund of Sales & Use Taxes :
under Article(s) 28 of the Tax Law for the
period 12/1/71 - 2/28/75

Petitioner (s) Raffa's Service Station, 6 Eleanor Drive, Mahpac, New York
filed a petition for revision or
for refund of Sales & Use taxes under Article(s) 28
of the Tax Law for the period 12/1/71 - 2/28/75 . File No. 15347 .

Under Section 601.5 of the State Tax Commission Rules of Practice and
Procedure, ~~the taxpayer~~ taxpayer's representative was served notice to
file a perfected petition. The ~~taxpayer~~ taxpayer's representative failed
to file a perfected petition. Notice to file a perfected petition was sent
to the ~~taxpayer~~ taxpayer's representative's last known address.

Now on motion of the attorney for the Department of Taxation and Finance,
it is

ORDERED that the petition of
be and the same is hereby denied.

DATED: Albany, New York
December 13, 1978

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER