

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

PEDRO RIVERA d/b/a

HILLCREST DINO SERVICE STATION

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)~~ :  
November 30, 1972 through May 31, 1975.

AFFIDAVIT OF MAILING

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

Notice of Default Order by ~~(representative)~~ mail upon Pedro Rivera d/b/a  
Hillcrest Dino Service  
Station ~~(representative)~~ the petitioner in the within proceeding,

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

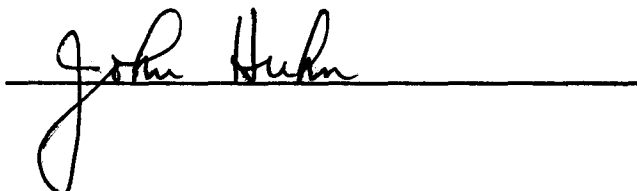
as follows: Pedro Rivera  
d/b/a Hillcrest Dino Service Station  
4505 Tree House Lane  
Tamarac, Florida 33313

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  
~~XXXXXX~~  
last known address of the ~~(representative of the)~~ petitioner.

Sworn to before me this

13th day of December , 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

**December 13, 1978**

TELEPHONE: (518) 457-1723

**Pedro Rivera  
d/b/a Hillcrest Dino Service Station  
4305 Tree House Lane  
Tamarac, Florida 33313**

**Dear Mr. Rivera:**

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.

  
**JOSEPH CHYTRNARY  
HEARING EXAMINER**

\*\*\*\*\*

Taxing Bureau's Representative:

TA-19 (7/77)

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition  
of  
PEDRO RIVERA d/b/a  
HILLCREST DINO SERVICE STATION  
for Revision or for Refund of Sales & Use Taxes  
under Article(s) 28 and 29 of the Tax Law for the  
~~years~~ Period November 30, 1972 through  
May 31, 1975.

DEFAULT ORDER

Petitioner(s) Pedro Rivera d/b/a Hillcrest Dino Service Station, 4505 Tree House Lane, Tamarac, Florida 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 ~~year~~ period November 30, 1972 through May 31, 1975. File No.(s) 11549.

A small claims hearing on the petition was scheduled before Raymond Siegel, Hearing Officer, at the offices of the State Tax Commission, Two World Trade Center, 65th Floor, Room 65-51, New York, New York, on Wednesday, August 23, 1978 at 1:15 P.M. Notice of said small claims hearing was given to petitioner(s) and ~~petitioner(s)~~ representative,

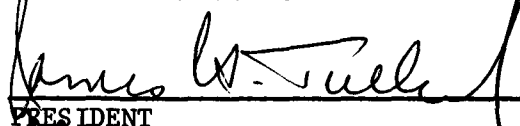
. Petitioner(s) ~~xxx xxx xxx xxx xxx xxx xxx xxx~~ did not appear at the small claims hearing. A default has been duly noted.

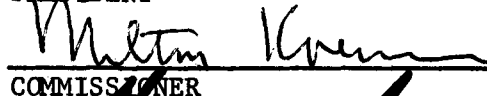
Now on motion of the attorney for the Department of Taxation and Finance, it is

ORDERED that the petition of Pedro Rivera d/b/a Hillcrest Dino Service Station be and the same is hereby denied.

DATED: Albany, New York  
December 13, 1978

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER