

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

WAH HUNG, INC.

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :  
a Revision of a Determination or a Refund :  
of Sales :  
Taxes under Article (x) 28 of the :  
Tax Law for the ~~Year (xxxx)~~ Period (x) :  
11/30/71 through 11/30/74.

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 1st day of September , 19 78 he served the within  
Notice of Short Form Order by ~~(certified)~~ mail upon Wah Hung, Inc.

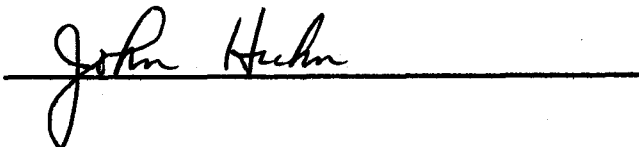

~~(representative of)~~ the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Wah Hung, Inc.  
1771 Hylan Boulevard  
Staten Island, New York 10305

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

1st day of September , 1978.



STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

WAH HUNG, INC.

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :  
a Revision of a Determination or a Refund :  
of Sales :  
Taxes under Article (28) 28 of the :  
Tax Law for the ~~Year(s)~~ Period (28) :  
11/30/71 through 11/30/74.

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 1st day of September , 1978 , she served the within  
Notice of Short Form Order by ~~(certified)~~ mail upon Michael J. Kunstler

(representative of) the petitioner in the within proceeding,

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

Michael J. Kunstler, Esq.  
Kunstler & Mayer  
370 Lexington Avenue  
New York, New York 10017

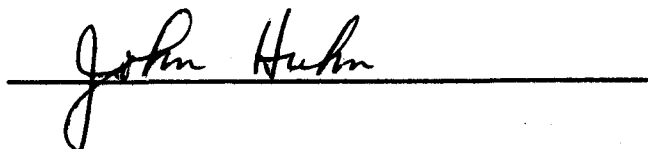
and by depositing same enclosed in a postpaid properly addressed wrapper in a  
(post office or official depository) under the exclusive care and custody of  
the United States Postal Service within the State of New York.

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

1st day of September , 19 78







STATE OF NEW YORK  
STATE TAX COMMISSION  
TAX APPEALS BUREAU  
ALBANY, NEW YORK 12227

JAMES H. TULLY JR., PRESIDENT  
MILTON KOERNER  
THOMAS H. LYNCH

**September 1, 1978**

TELEPHONE: (518)457-1723

**Wah Hung, Inc.  
1771 Mylan Boulevard  
Staten Island, New York 10305**

**Gentlemen:**

**Please take notice of the SHORT FORM ORDER of the  
State Tax Commission enclosed herewith.**

**Very truly yours,**

**Aloysius J. Mendez  
Assistant Director**

**Enclosure**

**cc: Petitioner's Representative**

**Taxing Bureau's Representative**

STATE OF NEW YORK

STATE TAX COMMISSION

In the Matter of the Petition

of

WAH HUNG, INC.

For Review of a Determination of Tax Due under Article 28  
of the Tax Law for the Period 11/30/71 through 11/30/74.

SHORT FORM ORDER

Petitioner's motion for summary decision pursuant to Section 601.10(b) of the Rules of Practice, upon the grounds that the Tax Commission failed to give timely notice of the total amount of taxes due within 180 days of receiving notice from the purchaser, (herein referred to as petitioner), of a proposed bulk sale as required by Section 1141(c) of the Tax Law is hereby granted. That the notice and demand issued April 3, 1975 is cancelled, together with such additional penalty and interest.

DATED: Albany, New York  
September 1, 1978

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER