STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

WEST SIDE LIVERY STABLE INC.

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 Y~~ears~~~~or~~Period(~~s~~)
    3/1/72 - 8/31/74

:
:
:   AFFIDAVIT OF MAILING
:
:
:
:

State of New York
County of **Albany**

John Huhn   , being duly sworn, deposes and says that

~~s~~he is an employee of the Department of Taxation and Finance, over 18 years of

age, and that on the **27**   day of **October**   , 19 **78**, ~~s~~he served the within

Notice of Default Order   by (~~certified~~) mail upon **West Side Livery
Stable Inc.**
                (~~representative of~~) the petitioner in the within proceeding,

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

as follows: **West Side Livery Stable Inc.
        538 West 38th Street
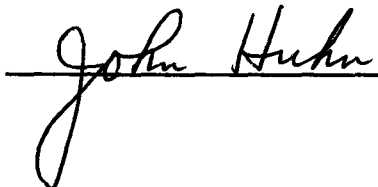   New York, NY 10018**

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

  27 day of **October**   , 1978.   _John Huhn_____

  _N.P. Walsh_____

TA-3 (2/76)

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

WEST SIDE LIVERY STABLE INC.

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 XXXXXXXXX Period(X)
   3/1/72 - 8/31/74

:
:
:
:
:
:
:
:

AFFIDAVIT OF MAILING

State of New York
County of **Albany**

John Huhn   , being duly sworn, deposes and says that

Xhe is an employee of the Department of Taxation and Finance, over 18 years of

age, and that on the 27   day of **October**   , 19 78 , she served the within

Notice of Default Order   by (certified) mail upon   **Jerome G. Roth**

            (representative of) the petitioner in the within proceeding,

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

as follows: **Jerome G. Roth**
            200 West 51st St.
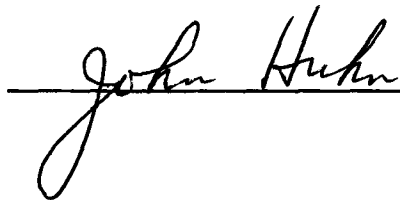   **New York, NY**

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

  27 day of **October**   , 19 78.

_____

_____
John Huhn

TA-3 (2/76)

West Side Livery Stable Inc.
538 West 38th Street
New York, NY 10018

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,

John F. Konya
Supervisor of Tax Conferences

Enc.

cc: Petitioner's Representative:

Taxing Bureau's Representative:

TA-19 (7/77)

TA-18.2 (3/76)

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

WEST SIDE LIVERY STABLE INC.

for Revision or for Refund of Sales & Use   Taxes

under Article(s) 28 and 29 of the Tax Law for the
~~Year(s)~~ Period 3/1/72 - 8/31/74

DEFAULT ORDER

Petitioner(X) West Side Livery Stable Inc., 538 West 38th Street,
New York, New York 10018   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(s)~~ period 3/1/72 - 8/31/74   . File No.~~(s)~~ 20962

A pre-hearing conference   on the petition was scheduled before Michael
Mancini, Conferee   , at the offices of the State
Tax Commission, Tax Appeals Bureau, Two World Trade Center, New York, N.Y.
on June 9, 1978   at 9:00   A.M. Notice of said pre-hearing
conference was given to petitioner(X) and petitioner(s) representative, Jerome G.
Roth   . Petitioner(X) or petitioner(s) 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 WEST SIDE LIVERY STABLE INC.
be and the same is hereby denied.

DATED: Albany, New York
        October 27, 1978

STATE TAX COMMISSION

_____
PRESIDENT

_____
COMMISSIONER

_____
COMMISSIONER