

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :
of
Wilkes & Braun Inc. :
for Redetermination of a Deficiency or a Revision :
of a Determination or a Refund of
Sales & Use Tax :
under Article 28 & 29 of the Tax Law
for the Period 6/1/74 - 5/31/77. :

AFFIDAVIT OF MAILING

State of New York
County of Albany

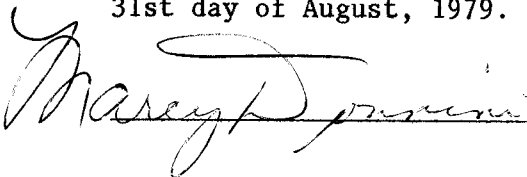
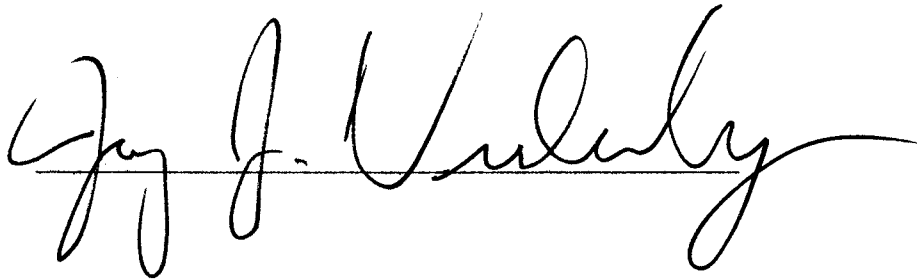
Jay Vredenburg, being duly sworn, deposes and says that he is an employee of the Department of Taxation and Finance, over 18 years of age, and that on the 31st day of August, 1979, he served the within notice of Default by mail upon Wilkes & Braun Inc., the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Wilkes & Braun Inc.
56 East 53 St.
New York, New York 10022

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 petitioner herein and that the address set forth on said wrapper is the last known address of the petitioner.

Sworn to before me this
31st day of August, 1979.





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

STATE TAX COMMISSION
JAMES H. TULLY JR., PRESIDENT
MILTON KOERNER
THOMAS H. LYNCH

JOHN J. SOLLECITO
DIRECTOR

Telephone: (518) 457-1723

August 31, 1979

Wilkes & Braun Inc.
56 East 53 St.
New York, New York 10022

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 this decision 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 may be addressed to the Deputy Commissioner and Counsel to the New York State Department of Taxation and Finance, Albany, New York 12227. Said inquiries will be referred to the proper authority for reply.

Very truly yours,
Victoria Gary

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

WILKES & BRAUN, INC.

DEFAULT ORDER

for Revision or for Refund of Sales & Use Taxes

under Article(s) 28 of the Tax Law for the
~~XXXXXX~~ Period 6/1/74 - 5/31/77

Petitioner(s) Wilkes & Braun, Inc., 159 E. 69th St., New York,
New York 10021 filed a petition for revision or for refund of
Sales & Use taxes under Article(s) 28 of the Tax Law for the
~~XXXXXX~~ Period 6/1/74 - 5/31/77 . File No.(s) 22557

A Pre-Hearing Conference on the petition was scheduled before
Robert A. Healey, Conferee , at the offices of the State
Tax Commission, Tax Appeals Bureau, Room 65-51, Two World Trade Center
New York, NY
on March 7, 1979 at 9:00 A.M. . Notice of said Pre-Hearing
Conference was given to petitioner(s) and petitioner(s) representative, Edward R.
Korn . Petitioner(s) 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 WILKES & BRAUN, INC.
be and the same is hereby denied.

DATED: Albany, New York

AUG 31 1979

STATE TAX COMMISSION

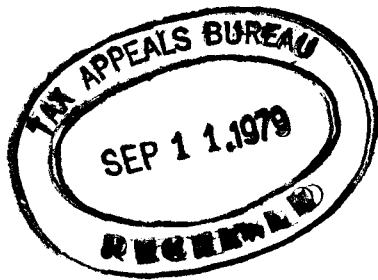

PRESIDENT


COMMISSIONER


COMMISSIONER

TA-26 (4-76) 25M

STATE OF NEW YORK
Department of Taxation and Finance
TAX APPEALS BUREAU
STATE CAMPUS
ALBANY, N. Y. 12227



Wilkes & Braun Inc.
56 East 53 St.
New York, New York 10022

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

JOHN J. SOLLECITO
DIRECTOR

Telephone: (518) 457-1723

August 31, 1979

Wilkes & Braun Inc.
56 East 53 St.
New York, New York 10022

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 this decision 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 may be addressed to the Deputy Commissioner and Counsel to the New York State Department of Taxation and Finance, Albany, New York 12227. Said inquiries will be referred to the proper authority for reply.

Very truly yours,

Victoria Gary

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

WILKES & BRAUN, INC.

DEFAULT ORDER

for Revision or for Refund of Sales & Use Taxes

under Article(s) 28 of the Tax Law for the
~~XXXXXX~~ Period 6/1/74 - 5/31/77

Petitioner(s) Wilkes & Braun, Inc., 159 E. 69th St., New York,

New York 10021

filed a petition for revision or for refund of

Sales & Use

taxes under Article(s) 28

of the Tax Law for the

~~XXXXXX~~ Period 6/1/74 - 5/31/77

. File No.(s) 22557

A Pre-Hearing Conference on the petition was scheduled before

Robert A. Healey, Conferee

, at the offices of the State

Tax Commission, Tax Appeals Bureau, Room 65-51, Two World Trade Center
New York, NY

on March 7, 1979

at 9:00 A.M. . Notice of said Pre-Hearing

Conference was given to petitioner(s) and petitioner(s) representative, Edward R.

Korn . Petitioner(s) 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

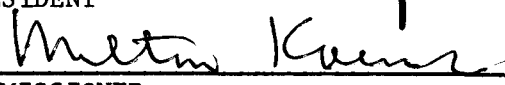
ORDERED that the petition of WILKES & BRAUN, INC.

be and the same is hereby denied.

DATED: Albany, New York

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER