

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

WAYFARER KETCH CORPORATION

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 & 29 of the :  
Tax Law for the ~~YEARS XXXX~~ Period ~~(S)~~ :  
March 1, 1972 through February 28, 1975.

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 27th day of September , 1978, ~~he~~ served the within  
Notice of Short Form Order by ~~registered~~ mail upon Wayfarer Ketch Corp.

~~(representative of)~~ the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Wayfarer Ketch Corp.  
Hangar A. Westchester County Airport  
White Plains, New York 10604

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)~~  
~~XXXX~~ 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

27th day of September , 1978

*M. Walker*

*John Huhn*

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
WAYFARER KETCH CORPORATION

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 & 29 of the :  
Tax Law for the ~~XXXXXX~~ Period ~~(s)~~ :  
March 1, 1972 through February 28, 1975.

State of New York  
County of Albany

John Huhn , being duly sworn, deposes and says that  
~~she~~ he is an employee of the Department of Taxation and Finance, over 18 years of  
age, and that on the 27th day of September , 19 78, ~~he~~ she served the within  
Notice of Short Form Order by ~~XXXXXX~~ mail upon Edward J.P. Zimmerman, Esq.

(representative of) the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Edward J.P. Zimmerman, Esq.  
Room 5600  
30 Rockefeller Plaza  
New York, New York 10020  
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

27th day of September , 19 78

*[Signature]*

*John Huhn*

September 27, 1978

Wayfarer Ketch Corporation  
Hangar A. Westchester  
County Airport  
White Plains, New York 10604

Gentlemen:

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

Very truly yours,

John J. Sollecito  
Director

Enc.

cc: Petitioner's Representative  
Taxing Bureau's Representative

for (A-1000)

White Plains, New York 10614  
Coca-Cola Bottling Co.  
Attention: Mr. A. J. [unclear]  
[unclear] [unclear]

Dear Sir:

Please take notice of the above and please  
The Office of the [unclear] [unclear]

Very truly yours,

[unclear]  
Director

cc: [unclear] [unclear]  
[unclear] [unclear]

STATE OF NEW YORK

STATE TAX COMMISSION

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In the Matter of the Petition of :

WAYFARER KETCH CORPORATION :

For Review of a Determination of Tax Due of Sales :  
and Compensating Use Tax under Articles 28 and 29 :  
of the Tax Law for March 1, 1972 through February :  
28, 1975 :

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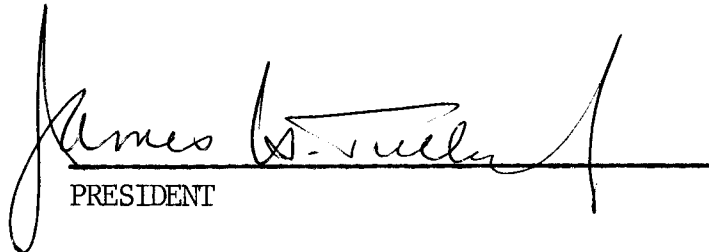
SHORT FORM ORDER

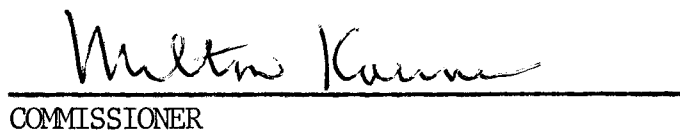
Petitioner's motion for a default decision upon the grounds that the Law Bureau failed to serve an answer within 60 days as called for in Section 601.6(a) of the Rules of Practice is denied in view of the fact that petitioner waited for service of the answer before moving, thereby waiving the 60 day period within which the Law Bureau had to serve an answer.

The Department is granted leave to amend the notice of determination to reflect the months and amounts of tax liability in accordance with the schedule furnished petitioner.

Dated: Albany, New York  
September 27, 1978

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER