

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :
of
United Associates Constr. & Ex. Corp. :

AFFIDAVIT OF MAILING

for Redetermination of a Deficiency or a Revision :
of a Determination or a Refund of
Sales & Use Tax :
under Article 28 of the Tax Law
for the Period 9/1/74 - 8/31/77. :

State of New York
County of Albany

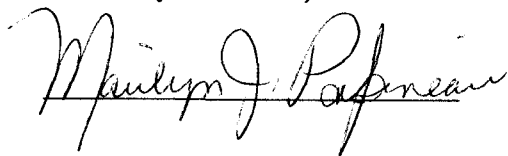
Jay Vredenburg, being duly sworn, deposes and says that he is an employee of the Department of Taxation and Finance, over 18 years of age, and that on the 22nd day of June, 1979, he served the within Notice of Default Order by mail upon United Associates Constr. & Ex. Corp., the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

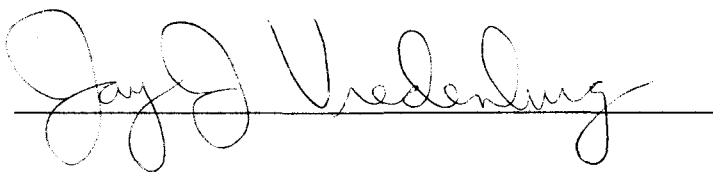
United Associates Constr. & Ex. Corp.
36-46 Greenfield Ave.
Staten Is., NY 10304

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
22nd day of June, 1979.


Marilyn J. Papineau


Jay Vredenburg



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

June 22, 1979

United Associates Construction & Ex. Corp.
36-46 Greenfield Ave.
Staten Is., NY 10304

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 of the Tax Law, any proceeding in court to review an adverse 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 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,

A handwritten signature in dark ink, appearing to read "John J. Sollecito", written over the typed name.

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition
of
UNITED ASSOCIATES CONSTRUCTION & EXCAVATING
CORP. DEFAULT ORDER
for Revision or for Refund of Sales & Use Taxes
under Article(s) 28 & 29 of the Tax Law for the
Year(s)
Period 11/11/74 - 8/31/77

Petitioner(s) United Associates Construction & Excavating Corp.,
36-46 Greenfield Avenue, Staten Island, New York 10304
filed a petition for revision or for refund of
Sales and Use taxes under Article(s) 28 & 29 of the Tax Law for the
year(s) . File No.(s) 22961
Period 11/11/74 - 8/31/77

A pre-hearing conference on the petition was scheduled before
Michael A. Mancini, Conferee , at the offices of the State
Tax Commission, Tax Appeals Bureau, Two World Trade Center, New York, New
York
on December 8, 1978 at 9:00 A.M. . Notice of said pre-hearing
conference was given to petitioner(s) and petitioner(s) representative,

. 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 United Associates Construction &
Excavating Corp.
be and the same is hereby denied.

DATED: Albany, New York

June 22, 1979

STATE TAX COMMISSION


PRESIDENT

COMMISSIONER

COMMISSIONER