

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :
of
Bruno Trimpoli Gen. Cons. Co. :

AFFIDAVIT OF MAILING

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 6/1/70 - 2/28/74. :

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 Bruno Trimpoli Gen. Cons. Co., the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Bruno Trimpoli Gen. Cons. Co.
261 Altamont Ave.
Schenectady, 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 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

Bruno Trimpoli Gen. Cons. Co.
261 Altamont Ave.
Schenectady, NY

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 & 1250 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 black ink, appearing to read "John J. Sollecito", written in a cursive style.

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition
of
BRUNO TRIMPOLI GEN. CONST. CO.
for Revision or for Refund of Sales & Use Taxes
under Article(s) 28 and 29 of the Tax Law for the
~~year(s)~~ Period June 1, 1970 through
February 28, 1974.

DEFAULT ORDER

Petitioner~~(s)~~, Bruno Trimpoli Gen. Const. Co., 261 Altamont Avenue,
Schenectady, New York, 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 June 1, 1970 through February 28, 1974. File No. ~~(s)~~ 01521.

A small claims hearing on the petition was scheduled before Arthur
Johnson, Hearing Officer, at the offices of the State
Tax Commission, Building #9, Room 107, State Campus, Albany, New York,
on Friday, January 19, 1979, at 2:45 P.M. Notice of said small claims
hearing was given to petitioner~~(s)~~ ~~and petitioner(s) representative~~

. Petitioner~~(s)~~ ~~or petitioner(s) representative~~ did
not appear at the scheduled hearing. 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 Bruno Trimpoli Gen. Const. Co.
be and the same is hereby denied.

DATED: Albany, New York
June 22, 1979

STATE TAX COMMISSION


PRESIDENT

COMMISSIONER

COMMISSIONER