

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition :  
of :  
Allan E. Rose, Inc. :  
and Allen E. Rose (Indiv.) : 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 Years 1972-1975. :

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 8th day of August, 1979, he served the within Notice of Default by mail upon Allan E. Rose, Inc., and Allen E. Rose (Indiv.), the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Allan E. Rose, Inc.  
and Allen E. Rose (Indiv.)  
116 Kingston Ave.  
Brooklyn, NY 11213

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  
8th day of August, 1979.

Notary Public

Jay J. Vredenburg

STATE OF NEW YORK  
STATE TAX COMMISSION

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of :  
Allan E. Rose, Inc. :  
and Allan E. Rose (Indiv.) : AFFIDAVIT OF MAILING  
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Sales & Use Tax :  
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for the Years 1972-1975. :

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 8th day of August, 1979, he served the within Notice of Default by mail upon Nathaniel Kaplan the representative of the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Mr. Nathaniel Kaplan  
441 Lexington Ave.  
New York, NY 10017

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  
8th day of August, 1979.

Victoria Gary

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

August 8, 1979

Allan E. Rose, Inc.  
and Allan E. Rose (Indiv.)  
116 Kingston Ave.  
Brooklyn, NY 11213

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 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,

A handwritten signature in cursive script, likely of John J. Sollecito, the Director.

cc: Petitioner's Representative  
Nathaniel Kaplan  
441 Lexington Ave.  
New York, NY 10017  
Taxing Bureau's Representative

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

ALLAN E. ROSE, INC.

DEFAULT ORDER

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, 1972 - May 17, 1975.

Petitioner(s) Allan E. Rose, Inc., c/o Nathaniel Daplan, Esq., 441 Lexington Ave.,  
New York, New York 10017 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, 1972 - May 17, 1975 . File No.(s) 14744

A small claims hearing on the petition was scheduled before  
Judy Clark, Hearing Officer, at the offices of the State  
Tax Commission, Two World Trade Center, 65th Floor, Room 65-51, New York, New York  
on March 22, 1979 at 10:45 A.M. . Notice of said small claims  
hearing was given to petitioner(s) and petitioner(s) representative, Nathaniel  
Kaplan, Esq. . Petitioner(s) or petitioner(s) representative did  
not appear at the small claims 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 ALLAN E. ROSE, INC.  
be and the same is hereby denied.

DATED: Albany, New York  
August 8, 1979

STATE TAX COMMISSION

PRESIDENT

COMMISSIONER

COMMISSIONER