

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :
of
Theodore Roosevelt High School Cafeteria :
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 6/1/72 - 8/31/73. :

AFFIDAVIT OF MAILING

State of New York
County of Albany

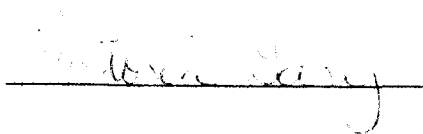
Jay Vredenburg, being duly sworn, deposes and says that he is an employee of the Department of Taxation and Finance, over 18 years of age, and that on the 8th day of August, 1979, he served the within Notice of Default by mail upon Theodore Roosevelt High School Cafeteria, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

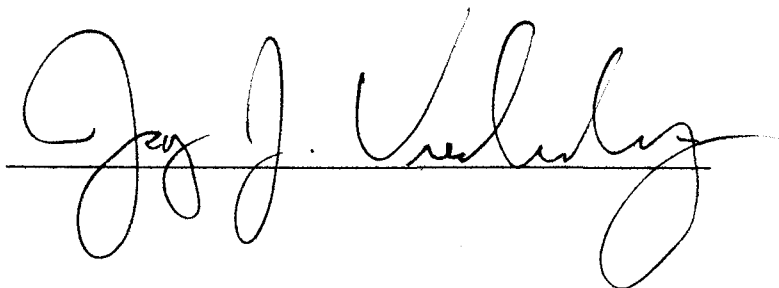
Theodore Roosevelt High School Cafeteria
500 E. Fordham Rd.
Bronx, NY 10458

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 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

Theodore Roosevelt High School Cafeteria
500 E. Fordham Rd.
Bronx, NY 10458

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 dark 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

THEODORE ROOSEVELT HIGH SCHOOL CAFETERIA

DEFAULT ORDER

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, 1972 through August 31,
1973.

Petitioner(s), Theodore Roosevelt High School Cafeteria, 500 East Fordham
New York 10458, Road, Bronx,
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 through August 31, 1973. File No. ~~14~~ 14722.

A small claims hearing on the petition was scheduled before Raymond J.
Siegel, Hearing Officer, at the offices of the State
Tax Commission, Two World Trade Center, Room 65-51, 65th Fl., New York, New
York, on Tues., January 9, 1979, at 10:45 A.M. Notice of said small claims
hearing was given to petitioner(s) ~~and petitioner(s) representative~~,

. Petitioner(s) ~~and 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 Theodore Roosevelt High School Cafeteria
be and the same is hereby denied.

DATED: Albany, New York
August 8, 1979

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER