

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

JOHN A. CAPUTO & SONS, INC.

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 and 29 of the :
Tax Law for the ~~Year(s)~~ Period(s) :
September 1, 1971 - August 31, 1974.

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 6th day of April, 1979, he served the within
Notice of Default by ~~(certified)~~ mail upon John A. Caputo &
Sons, Inc. ~~(representative of)~~ the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: John A. Caputo & Sons, Inc.
2781 Webster Avenue
Bronx, New York 10468

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)~~
~~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

6th day of April, 1979.

Marilyn J. Papineau

John Huhn



STATE OF NEW YORK
STATE TAX COMMISSION
TAX APPEALS BUREAU
ALBANY, NEW YORK 12227

ADDRESS YOUR REPLY TO

JAMES H. TULLY JR., PRESIDENT
MILTON KOERNER
THOMAS H. LYNCH

April 6, 1979

TELEPHONE: (518) 457-1723

John A. Caputo & Sons, Inc.
2781 Webster Avenue
Bronx, New York 10468

Dear Mr. Caputo:

Please take notice of the Default Order
of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to
Section(s) **1138 and 1250** of the Tax Law, any
proceeding in court to review an adverse deci-
sion 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,

Joseph Chyrywaty
Hearing Examiner

Enc.

cc: ~~RECEIVED BY REPRESENTATIVE~~

Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

JOHN A. CAPUTO & SONS, INC.

DEFAULT ORDER

for Revision or for Refund of Sales & Use Taxes

under Article(s) 28 & 29 of the Tax Law for the
~~Year(s)~~ September 1, 1971 - August 31, 1974.
Period-

Petitioner(x) John A. Caputo & Sons, Inc., 2781 Webster Avenue,
Bronx, New York 10468 filed a petition for revision or for refund of
Sales & Use taxes under Article(s) 28 & 29 of the Tax Law for the
September 1, 1971 -
~~Year(s)~~ Period - August 31, 1974. . File No.(s) 11190

A small claims hearing on the petition was scheduled before
Raymond Siegel, Hearing Officer, at the offices of the State
Tax Commission, Two World Trade Center, 65th Floor, Room 65-51, New York, NY
on Thursday, Sept. 28, 1978 at 10:45 A.M. . Notice of said small claims
hearing was given to petitioner(x) ~~and petitioner(x) representative,~~

. Petitioner(x) ~~xxxxxx~~ 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 John A. Caputo & Sons, Inc.
be and the same is hereby denied.

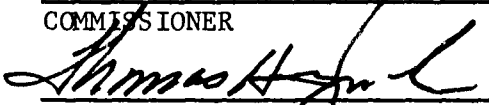
DATED: Albany, New York

April 6, 1979

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER



New York State Department of
TAXATION and FINANCE
TAX APPEALS BUREAU

TO: Miss. Davis, REMAILED: 4/12/79

Better address.

4/12/79

Joseph Chyrywaty

M-75 (5/76)

TA-26 (4-78) 25M

STATE OF NEW YORK
Department of Taxation and Finance
TAX APPEALS BUREAU
STATE CAMPUS
ALBANY, N. Y. 12227

John A. Caputo & Sons, Inc.
2781 Webster Avenue
Bronx, New York 10468

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RECEIVED
JAN 10 1979
TAX APPEALS BUREAU
STATE CAMPUS
ALBANY, N. Y. 12227
10468



STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

JOHN A. CAPUTO & SONS, INC.

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Sales and Use :
Taxes under Article(s) 28 and 29 of the :
Tax Law for the ~~Year(s)~~ Period ~~(s)~~ :
September 1, 1971 through August 31, 1974.

State of New York
County of Albany

John Huhn , being duly sworn, deposes and says that
she is an employee of the Department of Taxation and Finance, over 18 years of
age, and that on the 12th day of April , 1979, she served the within
Notice of Default Order by ~~(certified)~~ mail upon John A. Caputo &
Sons, Inc. ~~(representative of)~~ the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: John A. Caputo & Sons, Inc.
2538 Grand Avenue
Bronx, NY 10468

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

12th day of April , 1979

Marilyn Papineau

John Huhn