

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition :  
of :  
Delaware Service Station, Inc. :  
c/o Louis Maggi : 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 6/1/74 - 11/30/76. :

State of New York  
County of Albany

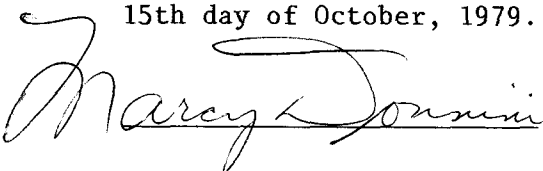
Jay Vredenburg, being duly sworn, deposes and says that he is an employee of the Department of Taxation and Finance, over 18 years of age, and that on the 15th day of October, 1979, he served the within notice of by mail upon Delaware Service Station, Inc., c/o Louis Maggi, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

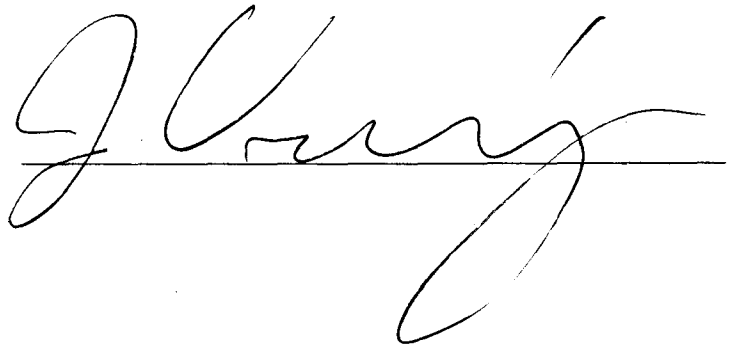
Delaware Service Station, Inc.  
c/o Louis Maggi  
193 W. 3rd St.  
Deer Park, NY 11729

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  
15th day of October, 1979.

  
Marcy L. Donnan



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

PAUL B. COBURN  
SECRETARY

Telephone: (518) 457-6162

October 15, 1979

Delaware Service Station, Inc.  
c/o Louis Maggi  
193 W. 3rd St.  
Deer Park, NY 11729

Dear Mr. Maggi:

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

Please take further notice that pursuant to Section(s) 1138 & 1243 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 undersigned.

Very truly yours,

PAUL B. COBURN  
SECRETARY TO THE  
STATE TAX COMMISSION

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK  
STATE TAX COMMISSION

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In the Matter of the Petition :  
of :  
Delaware Service Station, Inc. :  
c/o Louis Maggi : DEFAULT ORDER  
for Revision or for Refund of Sales & Use Tax :  
Taxes under Article(s) 28 & 29 of the Tax Law :  
for the Period 6/1/74 - 11/30/76. :

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Petitioner(s) Delaware Service Station, Inc., c/o Louis Maggi, 193 W. 3rd St., Deer Park, NY 11729 filed a petition for revision or for refund of Sales & Use Tax taxes under Article(s) 28 & 29 of the Tax Law for the Period 6/1/74 - 11/30/76 File No. 20339.

Under Section 601.5 of the State Tax Commission Rules of Practice and Procedure, a notice was served on the petitioner(s) to file a perfected petition. Notice to file the perfected petition was sent to the petitioner(s) last known address. Petitioner(s) failed to file a perfected petition. A default has been duly noted.

Now on motion of the Secretary to the State Tax Commission, it is

ORDERED that the petition of Delaware Service Station, Inc., c/o Louis Maggi be and the same is hereby denied.

DATED: Albany, New York

OCT 15 1979

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER