

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :

of

Gayway Bar & Grill :

AFFIDAVIT OF MAILING

for Redetermination of a Deficiency or a Revision :

of a Determination or a Refund of

Sales & Use Tax :

under Article 28 of the Tax Law

for the Period 12/1/73 - 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 8th day of August, 1979, he served the within Notice of Default by mail upon Gayway Bar & Grill, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Gayway Bar & Grill
1301 Surf Avenue
Brooklyn, NY 11224

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.

Victoria Gary

Jay F. Vredenburg

STATE OF NEW YORK
STATE TAX COMMISSION

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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 Steven Greenberg 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. Steven Greenberg
Tax A Inc.
278 Brighton Beach Ave.
Brooklyn, 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 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

Gayway Bar & Grill
1301 Surf Avenue
Brooklyn, NY 11224

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, appearing to read "John F. Kage".

cc: Petitioner's Representative
Steven Greenberg
Tax A Inc.
278 Brighton Beach Ave.
Brooklyn, NY
Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

GAYWAY BAR AND GRILL

DEFAULT ORDER

for Revision or for Refund of Sales Taxes

under Article(s) 28 of the Tax Law for the

~~Year(s)~~ PERIOD - December 1, 1973 -
November 30, 1976.

Petitioner(s) Gayway Bar and Grill, 1301 Surf Avenue, Brooklyn,
New York 11224

filed a petition for revision or for refund of

Sales taxes under Article(s) 28 of the Tax Law for the

~~year(s)~~ Period December 1, 1973-November 30, File No.(s) 18982
1976

A Pre-Hearing Conference on the petition was scheduled before

Frank Fleury, Conferee, at the offices of the State
Tax Commission, 141 Livingston St., Brooklyn, NY

on September 26, 1978 at 10:30 A.M. . Notice of said Pre-Hearing
Conference was given to petitioner(s) and petitioner(s) representative, Steven
Greenberg . Petitioner(s) or petitioner(s) representative did
not appear at the Pre-Hearing Conference . 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 GAYWAY BAR AND GRILL
be and the same is hereby denied.

DATED: Albany, New York
August 8, 1979

STATE TAX COMMISSION

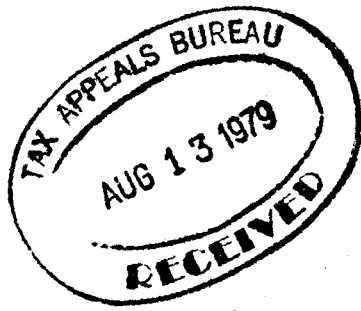

PRESIDENT


COMMISSIONER


COMMISSIONER

TA-26 (4-76) 25M

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



Gayway Bar & Grill
1301 Surf Avenue
Brooklyn, NY 11224

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

JOHN J. SOLLECITO
DIRECTOR

Telephone: (518) 457-1723

August 8, 1979

Gayway Bar & Grill
1301 Surf Avenue
Brooklyn, NY 11224

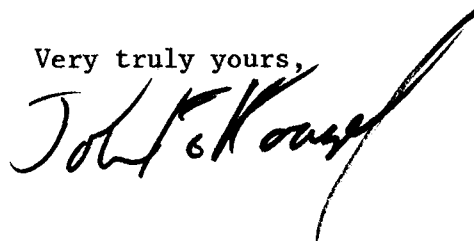
Gentlemen:

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,



cc: Petitioner's Representative
Steven Greenberg
Tax A Inc.
278 Brighton Beach Ave.
Brooklyn, NY
Taxing Bureau's Representative

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STATE TAX COMMISSION

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