

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

JAMES HADJIS

D/B/A CHARCOAL PIT

For a Redetermination of a Deficiency or
a Revision of a Determination or a Refund
of Sales & Use
Taxes under Article(s) 28 & 29 of the
Tax Law for the ~~XXXXXX~~ Period ~~(s)~~
Period June 1, 1972 through May 31, 1975.

AFFIDAVIT OF MAILING

State of New York
County of Albany

Anthony Kadela

, 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 23rd day of May, 1979, she served the within

Notice of Default Order by ~~(certified)~~ mail upon d/b/a Charcoal Pit

~~(representative of)~~ the petitioner in the within proceeding,

by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed

as follows: James Hadjis
d/b/a Charcoal Pit
Saranac Ave.

Lake Placid, New York 12946

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)~~
~~XXXXXX~~ petitioner herein and that the address set forth on said wrapper is the
last known address of the ~~(XXXXXXXXXXXXXXXXXXXX)~~ petitioner.

Sworn to before me this

23rd day of May, 1979

Marilyn J. Rafanau

Anthony Kadela

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

JAMES HADJIS

D/B/A CHARCOAL PIT

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Sales & Use :
Taxes under Article(s) 28 & 29 of the :
Tax Law for the ~~Year(s)~~ Period(s) :
~~XXXXXXX~~
Period June 1, 1972 through May 31, 1975.

AFFIDAVIT OF MAILING

State of New York
County of Albany

Anthony Kadela, 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 23rd day of May, 1979, he served the within
Notice of Default Order by ~~(certified)~~ mail upon Henry Gelles, Esq.

(representative of) the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Henry Gelles, Esq.
9 Saranac Ave.
Lake Placid, New York 12946

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

23rd day of May, 1979

Marilyn J. Papineau

Anthony Kadela



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

May 23, 1979

TELEPHONE: (518) 457-1723

James Hadjis
d/b/a Charcoal Pit
Saranac Ave.
Lake Placid, New York 12946

Dear Mr. Hadjis:

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 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: Petitioner's Representative:

Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition
of
JAMES HADJIS d/b/a
CHARCOAL PIT
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 May 31,
1975.

DEFAULT ORDER

Petitioner(s), James Hadjis d/b/a Charcoal Pit, Saranac Avenue, Lake Placid, New York 12946, 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 May 31, File No.(s) 10394. 1975.

A small claims hearing on the petition was scheduled before Arthur Johnson, Hearing Officer, at the offices of the State Tax Commission, Building #9, Room 107, State Campus, Albany, New York, on Tuesday, January 23, 1979 at 10:45 A.M. . Notice of said small claims hearing was given to petitioner(s) and petitioner(s) representative, Henry Gelles, Esq. . Petitioner(s) or 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 James Hadjis d/b/a Charcoal Pit be and the same is hereby denied.

DATED: Albany, New York

May 23, 1979

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER

COMMISSIONER