

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
HILLTOP DAIRIES

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 & 29 of the :  
Tax Law for the ~~XXXXXX~~ Period(s) :  
December 1, 1971 - July 26, 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 24th day of January, 1979, He served the within

Notice of Default Order by ~~XXXXXX~~ mail upon Hilltop Dairies,  
c/o Aurelio Lopez  
~~XXXXXXXXXXXXXXXXXXXX~~ the petitioner in the within proceeding,

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

as follows: Hilltop Dairies  
c/o Aurelio Lopez  
525 West 181st Street  
New York, New York 10033

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 ~~XXXXXXXXXXXX~~  
~~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

24th day of January, 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

**January 24, 1979**

TELEPHONE: (518) 457-1723

**Hilltop Dairies  
c/o Aurelio Lopez  
525 West 181st Street  
New York, New York 10033**

**Dear Sir:**

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.

~~XX~~

Taxing Bureau's Representative:

TA-19 (7/77)

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition  
of  
HILLTOP DAIRIES  
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 12/1/71 - 7/26/74.

DEFAULT ORDER

Petitioner~~(s)~~ Hilltop Dairies, c/o Aurelio Lopez, 525 West 181st Street,  
New York, New York 10033 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 12/1/71 - 7/26/74 . File No. ~~(s)~~ 15333

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, N. Y.  
on Friday, July 14, 1978 at 2:45 P.M. . Notice of said small claims  
hearing was given to petitioner~~(s)~~ and petitioner~~(s)~~ representative~~(s)~~

. Petitioner~~(s)~~ and petitioner~~(s)~~ representative~~(s)~~ 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 Hilltop Dairies  
be and the same is hereby denied.

DATED: Albany, New York  
January 24, 1979

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER



New York State Department of  
**TAXATION and FINANCE**  
TAX APPEALS BUREAU

TO Miss Davis, .....

*Re-mailed J  
2-2-79*

Attached is a copy of an affidavit  
of a better address on a Small  
Claims case.

2/2/79

Joseph Chyrywaty

STATE OF NEW YORK

Department of Taxation and Finance

TAX APPEALS BUREAU

STATE CAMPUS

ALBANY, N. Y. 12227

Hilltop Dairies  
c/o Aurelio Lopez  
525 West 181st Street  
New York, New York 10033



1/30/79

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

HILLTOP DAIRIES

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)~~ :  
December 1, 1971 to July 26, 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 2nd day of February , 1979, she served the within  
Notice of Default Order by ~~(certified)~~ mail upon Hilltop Dairies

~~(representative of)~~ the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows:

Hilltop Dairies  
c/o Aurelio Lopez  
2605 Bedford Avenue  
Brooklyn, NY 11226

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 ~~(representative of the)~~ petitioner.

Sworn to before me this

2nd day of February , 1979.

Marilyn J. Papineau

John Huhn