

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
INDUSTRIAL REFINING CORP.

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) :
June 1, 1971 through May 31, 1975.

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 31st day of January , 19 79, ~~she~~ served the within
Notice of Default Order by ~~(certified)~~ mail upon Industrial Refining Corp.

~~XXXXXXXXXXXXXXXXXXXX~~
~~(representative of)~~ the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Industrial Refining Corp.
600 Babcock Street
Buffalo, New York 14206

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

Sworn to before me this

31st day of January , 19 79

Larlyn 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 31, 1979

TELEPHONE: (518) 457-1723

Industrial Refining Corp.
600 Babcock Street
Buffalo, New York 14206

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 & 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,

Enc.

JOSEPH CHYRYWATY
HEARING EXAMINER

~~xxxxxx Petitioner's Representative xxxxxxxx~~

Taxing Bureau's Representative:

TA-19 (7/77)

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition
of
INDUSTRIAL REFINING CORP.
for Revision or for Refund of Sales and Use Taxes
under Article(s) 28 and 29 of the Tax Law for the
~~Year(s)~~ Periods June 1, 1971 through
May 31, 1975

DEFAULT ORDER

Petitioner(x), Industrial Refining Corp., 600 Babcock Street,
Buffalo, New York 14206, 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
periods June 1, 1971 through
~~Year(s)~~ May 31, 1975 . File No.(s) 14903

A small claims hearing on the petition was scheduled before
Arthur Johnson, Hearing Officer, at the offices of the State
Tax Commission, Buffalo District Office, 65 Court Street, Buffalo, New York,
on July 20, 1978 at 10:45 A.M. . Notice of said small claims
hearing was given to petitioner(x) and ~~petitioner(x) representative~~

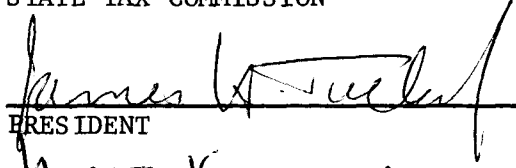
. Petitioner ~~(s)~~ ~~xx~~ ~~petitioner(s)~~ ~~xx~~ ~~representative~~ did
not appear at the small claims hearing . A default has been duly noted.

Now on motion of the attorney for the Department of Taxation and Finance,
it is

ORDERED that the petition of INDUSTRIAL REFINING CORP.
be and the same is hereby denied.

DATED: Albany, New York
January 31, 1979

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER