In the Matter of the Petition

of

JAMES KEOGAN, INC.

AFFIDAVIT OF MAILING

State of New York County of Albany

John Huhn , being duly sworn, deposes and says that whe is an employee of the Department of Taxation and Finance, over 18 years of age, and that on the 7th day of February , 19 79, whe served the within Notice of Default Order by (**Extraction** mail upon James Keogan, Inc.

****************************** the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows: James Keogan, Inc.
30-11 146th Street
Flushing, New York 11334

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.

Sworn to before me this

7th day of February

19 79.

TA-3 (2/76)

TA-26 (4-76) 25M

Department of Taxation and Finance STATE OF NEW YORK

TAX APPEALS BUREAU

ALBANY, N. Y. 12227 STATE CAMPUS

KEO 11 281008NJ 02/10/79 NOT DELIVERABLE AS ADDRESSED UNABLE TO FORWARD James Keogan, Inc. 30-11 146th Street Flushing, New York 11334



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

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

ADDRESS YOUR REPLY TO

February 7, 1979

TELEPHONE: (518) 457-1723

James Keogan, Inc. 30-11 146th Street Flushing, New York 11334

Dear Mr. Keogan:

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 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 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.

JOHN F. KOAGEL

SUPERVISOR OF TAX CONFERENCES

Taxing Bureau's Representative:

STATE OF NEW YORK STATE TAX COMMISSION

In the Matter of the Petition

of

JAMES KEOGAN, INC.

DEFAULT ORDER

for Revision or for Refund of Sales

Taxes

under Article(s) 28 and 29 of the Tax Law for the Yearx(x) Period 12/1/73 - 11/30/76.

Petitioner(x), James Keogan, Inc., 30-11 146th Street, Flushing,

New York 11334, filed a petition for revision or for refund of

sales taxes under Article(s) 28 and 29 of the Tax Law for the

**Pexix* period 12/1/73 - 11/30/76 . File No.(x) 18452

. Petitioner(x)xxxxxxxxxixixxxxx(x)xxxxxxxxxixixxxx 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 JAMES KEOGAN, INC. be and the same is hereby denied.

DATED: Albany, New York

February 7, 1979

STATE TAX COMMISSION

COMMISSIONER

COMMISSIONER



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

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SUPERVISOR OF TAX CONFERENCES

Taxing Bureau's Representative:

STATE OF NEW YORK STATE TAX COMMISSION

In the Matter of the Petition

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JAMES KEOGAN, INC.

DEFAULT ORDER

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XXXXXX period 12/1/73 - 11/30/76

. File No.(s) 18452

A pre-hearing conference on the petition was scheduled before

Robert A. Healey, Conferee

, at the offices of the State

Tax Commission, Department of Taxation and Finance, Queens District Office, 97-77 Queens Boulevard, Rego Park, New York

on June 5, 1978

at 10:30 A.M. . Notice of said pre-hearing

Petitioner (x) korxpensix konen (x) koner konen krimer did

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

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DATED: Albany, New York

February 7, 1979

STATE TAX COMMISSION

COMMISTONER

COMMISSIONER