

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :

of

Anna Martinex & Jose O. Luna :

AFFIDAVIT OF MAILING

for Redetermination of a Deficiency or a Revision :

of a Determination or a Refund of

Sales & Use Tax :

under Article 28 & 29 of the Tax Law

for the Period 12/1/73 - 8/31/75. :

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 21st day of September, 1979, he served the within notice of Default by mail upon Anna Martinex & Jose O. Luna, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Anna Martinex & Jose O. Luna
521 W. 175th St.
New York, 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 petitioner herein and that the address set forth on said wrapper is the last known address of the petitioner.

Sworn to before me this

21st day of September, 1979.

Jay J. Vredenburg
Victoria Mary



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

September 21, 1979

Anna Martinex & Jose O. Luna
521 W. 175th St.
New York, NY

Dear Ms. Martinex & Mr. Luna:

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 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,

Antonia Gary

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

ANNA MARTINEX and JOSE OLEGARIO LUNA

DEFAULT ORDER

for Revision or for Refund of Sales & Use Taxes

under Article(s) 28 & 29 of the Tax Law for the
~~XXXX(S)~~ PERIOD 12/1/73 - 8/31/75

Petitioner(s) Anna Martinex and Jose Olegario Luna, 521 W. 175th
Street, New York, New York filed a petition for revision or for refund of
Sales & Use taxes under Article(s) 28 & 29 of the Tax Law for the
~~XXXX(S)~~ Period 12/1/73 - 8/31/75 . File No.(s) 20502

A pre-hearing conference on the petition was scheduled before
Eugene C. Welch, Conferee , at the offices of the State
Tax Commission, Department of Taxation and Finance, Bronx District Office,
1375 Jerome Avenue, Bronx, New York
on April 17, 1979 at 9:00 A.M. . Notice of said pre-hearing
conference was given to petitioner(s) ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

. Petitioner(s) ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ 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 ANNA MARTINEX and JOSE OLEGARIO LUNA
be and the same is hereby denied.

DATED: Albany, New York

SEP 21 1979

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER