

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition :  
of

Henry Menter :

AFFIDAVIT OF MAILING

for Redetermination of a Deficiency or a Revision :  
of a Determination or a Refund of  
Sales & Use Tax :  
under Article 28 of the Tax Law  
for the Year 1977. :

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 7th day of November, 1979, he served the within notice of Default by mail upon Henry Menter, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Henry Menter  
107 Brookview Dr.  
Rochester, NY 14617

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  
7th day of November, 1979.

Joanne Krapp

J. Vredenburg



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

November 7, 1979

Henry Menter  
107 Brookview Dr.  
Rochester, NY 14617

Dear Mr. Menter:

Please take notice of the Default Order of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to Section(s) 1139 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,

*Victoria Gary*

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition  
of  
HENRY MENTER  
for Revision or for Refund of Sales and Use Taxes  
under Article(s) 28 of the Tax Law for the  
Year(s) 1977

DEFAULT ORDER

Petitioner(s) Henry Menter, 107 Brookview Drive, Rochester, New York 14617

filed a petition for revision or for refund of  
Sales and Use taxes under Article(s) 28 of the Tax Law for the  
year(s) 1977 . File No.(s) 22256

A pre-hearing conference on the petition was scheduled before  
Frank Fleury, Conferee , at the offices of the State  
Tax Commission, Dept. of Taxation and Finance, Room 1300, 1 Marine Midland Plaza,  
Rochester, New York 14604  
on April 25, 1979 at 12:45 P.M. . Notice of said pre-hearing

conference was given to petitioner (s) and petitioner(s) representative,

. Petitioner (s) or petitioner(s) representative 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 HENRY MENTER  
be and the same is hereby denied.

DATED: Albany, New York

NOV 07 1979

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER