

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

TIMOTHY K. MERKH

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :  
a Revision of a Determination or a Refund :  
of Sales :  
Taxes under Article(s) 28 and 29 of the :  
Tax Law for the Year(s) ~~or Year(s)~~ 1977. :

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 6th day of April , 19 79, she served the within  
Notice of Default by ~~certified~~ mail upon Timothy K. Merkh  
~~representative of~~ the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Timothy K. Merkh  
850 Vine Street, Apt. 8F  
Liverpool, NY 13088  
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 the~~ 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

6th day of April , 1979.

Maureen 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

April 6, 1979

TELEPHONE: (518) 457-1723

Timothy K. Markh  
850 Vine Street, Apt. 8F  
Liverpool, NY 13088

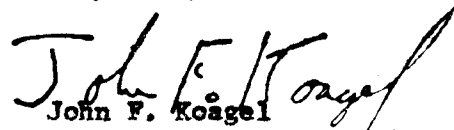
Dear Mr. Markh:

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

Please take further notice that pursuant to  
Section(s) **1138 and 1250** 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,

  
John F. Koegel  
Supervisor of Tax Conferences

Enc.

cc: ~~Section 1138 Representative~~

Taxing Bureau's Representative:

TA-19 (7/77)

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition  
of  
TIMOTHY K. MERKH  
for Revision or for Refund of Sales Taxes  
under Article(s) 28 and 29 of the Tax Law for the  
Year(s) 1977.

DEFAULT ORDER

Petitioner(s) Timothy K. Merkh, 850 Vine Street, Apt. 8F, Liverpool, N.Y. 13088,  
filed a petition for revision or for refund of  
Sales taxes under Article(s) 28 and 29 of the Tax Law for the  
year(s) 1977 . File No.(s) 21688

A pre-hearing conference on the petition was scheduled before  
John F. Koagel, Conferee , at the offices of the State  
Tax Commission, NYS Ofc.Bldg.-Old Cafeteria Rm.-W.Wing, 4th Flr., 333 E.Washington St., Syracuse  
on Friday, October 20, 1978 at 3:00 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 Timothy K. Merkh  
be and the same is hereby denied.

DATED: Albany, New York  
April 6, 1979

STATE TAX COMMISSION

*James B. Sullivan*  
PRESIDENT

*Milton Kravitz*  
COMMISSIONER

*Thomas H. ...*  
COMMISSIONER