

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
NEW KWAI FONG RESTAURANT, INC. :

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 of the :
Tax Law for the Year(s) or Period(s) :
11/1/73 - 7/21/76

State of New York
County of Albany

John Huhn
, being duly sworn, deposes and says that
xhe is an employee of the Department of Taxation and Finance, over 18 years of
age, and that on the 27th day of March , 1976 , xhe served the within
Default Order by (~~certified~~) mail upon New Kwai Fong
Restaurant Inc. ~~(representative of)~~ the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: New Kwai Fong Restaurant, Inc.
2811 Avenue U
Brooklyn, New York

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)~~
xxxxxxx 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

27th day of March , 1979.

Matthew J. Papareian

John Huhn

STATE OF NEW YORK
STATE TAX COMMISSION

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of
NEW KWAI FONG RESTAURANT, INC. :

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Tax Law for the Year(s) 11/1/73 - 7/21/76 :
~~11/1/73 - 7/21/76~~

State of New York
County of Albany

John Huhn

, being duly sworn, deposes and says that

X she is an employee of the Department of Taxation and Finance, over 18 years of
age, and that on the 27th day of March , 1979 , she served the within
Default Order by (~~certified~~) mail upon Hauptman &
Hauptman, Esqs. (representative of) the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Hauptman & Hauptman, Esqs.
32 Court Street
Brooklyn, NY 11201

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

27th day of March , 19 79

Marilyn J. Papineau

John Huhn



STATE OF NEW YORK
DEPARTMENT OF
TAXATION AND FINANCE
ALBANY, NEW YORK 12227

BERTHLYNN J. DAVIS
SECRETARY TO THE
STATE TAX COMMISSION

March 27, 1979

New Kwai Fong Restaurant, Inc.
2811 Avenue U
Brooklyn, New York

Gentlemen:

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

Please take further notice that pursuant to Section(s) 690 of the Tax Law, any proceeding in court to review an adverse decision must be commenced within **four 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,

A handwritten signature in cursive script, appearing to read "Berthlynn J. Davis".

BERTHLYNN J. DAVIS
SECRETARY TO THE STATE TAX COMMISSION

Enc.

cc: Petitioner's Representative:
Hauptman & Hauptman, Esqs.
32 Court St., Brooklyn, NY 11201
Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

NEW KWAI FONG RESTAURANT, INC.

for Revision or for Refund of Sales & Use Taxes :
under Article(s) 28 of the Tax Law for the
period 11/1/73 - 7/21/76 :

DEFAULT ORDER

Petitioner(s) New Kwai Fong Restaurant, Inc., 2811 Avenue U
Brooklyn, New York filed a petition for revision or
for refund of Sales & Use taxes under Article(s) 28
of the Tax Law for the period 11/1/73 - 7/21/76 . File No. 17573 .

Under Section 601.5 of the State Tax Commission Rules of Practice and
Procedure, ~~the taxpayer~~ taxpayer's representative was served notice to
file a perfected petition. ~~The taxpayer~~ - taxpayer's representative failed
to file a perfected petition. Notice to file a perfected petition was sent
to ~~the taxpayer~~ taxpayer's representative's last known address.

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

ORDERED that the petition of New Kwai Fong Restaurant, Inc.
be and the same is hereby denied.

DATED: Albany, New York
March 27, 1979

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER



STATE OF NEW YORK
DEPARTMENT OF
TAXATION AND FINANCE
ALBANY, NEW YORK 12227

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2811 Avenue U
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Very truly yours,

A handwritten signature in cursive script, appearing to read "Berthlynn J. Davis".

BERTHLYNN J. DAVIS
SECRETARY TO THE STATE TAX COMMISSION

Enc.

cc: Petitioner's Representative:
Hauptman & Hauptman, Esqs.
32 Court St., Brooklyn, NY 11201
Taxing Bureau's Representative:



BERTHLYNN J. DAVIS
DEPARTMENT OF TAXATION AND FINANCE
ALBANY, N. Y. 12227

New Kwai Fong Restaurant, Inc.
2811 Avenue U
Brooklyn, New York



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STATE TAX COMMISSION

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