

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

DOMINICK N. BUCCOLA

d/b/a JACK'S DELICATESSEN

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Sales & Use :
Taxes under Article(s) 28 & 29 of the :
Tax Law for the ~~Year(s)~~ Period(s) :
June 1, 1972 to March 12, 1973 and March 17, 1973
to May 31, 1975.

State of New York
County of Albany

AFFIDAVIT OF MAILING

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 Order by ~~(certified)~~ mail upon Dominick N. Buccola
d/b/a Jack's Delicatessen

~~(representative of the)~~ the petitioner in the within proceeding,

by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed

as follows: Dominick N. Buccola
d/b/a Jack's Delicatessen
836 Montauk Highway
Bayport, New York 11705

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)~~
~~XXXXXX~~ 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, 19 79

Marilyn 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

Dominick N. Buccola
d/b/a Jack's Delicatessen
836 Montauk Highway
Bayport, New York 11705

Dear Mr. Buccola:

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 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,

Enc.

MICHAEL ALEXANDER
SUPERVISING TAX HEARING OFFICER

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition
of
DOMINICK N. BUCCOLA
d/b/a JACK'S DELICATESSEN
for Revision or for Refund of Sales & Use Taxes
under Article(s) 28 & 29 of the Tax Law for the
~~Year(s)~~ Periods June 1, 1972 to March 12, 1973
and March 17, 1973 to May 31, 1975

DEFAULT ORDER

Petitioner(s) Dominick N. Buccola, d/b/a Jack's Delicatessen,
836 Montauk Highway, Bayport, New York 11705
filed a petition for revision or for refund of
sales & use taxes under Article(s) 28 & 29 of the Tax Law for the
~~year(s)~~ periods June 1, 1972-March 12, 1973 File No. (s) 14886
March 17, 1973 to May 31, 1975
A formal hearing on the petition was scheduled before

James Prendergast, Hearing Officer, at the offices of the State
Tax Commission, Two World Trade Center, 65th Floor, Room 65-51, New
York, New York
on Wednesday, Sept. 20, 1978 at 9:15 A.M. Notice of said formal

hearing was given to petitioner(s) ~~and petitioner(s) representative,~~

. Petitioner(s) ~~or petitioner(s) representative~~ did
not appear at the formal hearing. 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 Dominick N. Buccola
d/b/a Jack's Delicatessen
be and the same is hereby denied.

DATED: Albany, New York
April 6, 1979

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER



New York State Department of
TAXATION and FINANCE
TAX APPEALS BUREAU

TO.. Miss. Davis.....REMAILED .4/18/79.

Better address

April 18, 1979

Michael Alexander

M-75 (5/76)

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

Dominick N. Buccola

d/b/a Jack's Delicatessen

For a Redetermination of a Deficiency or
a Revision of a Determination or a Refund
of Sales and Use Taxes

~~Taxes~~ under Article(s) 28 & 29 of the
Tax Law for the ~~Year(s)~~ Period(s)
June 1, 1972 to March 12, 1973 and

March 17, 1973 to May 31, 1975

State of New York

County of Albany

AFFIDAVIT OF MAILING

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 18th day of April, 1979, ~~she~~ served the within
Default Order by ~~(certified)~~ mail upon Dominick N.
Buccola ~~(representative of)~~ the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Dominick N. Buccola
d/b/a Jack's Delicatessen
838-40 Montauk Highway
Bayport, New York 11705
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~~ 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

18th day of April, 1979

Marilyn J. Papineau

John Huhn

TA-26 (4-76) 25M

FORMAL HEARING

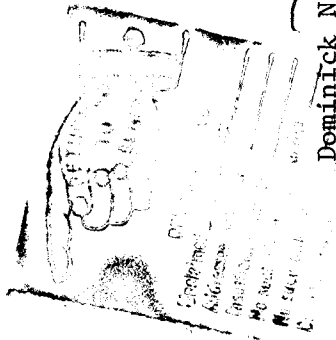
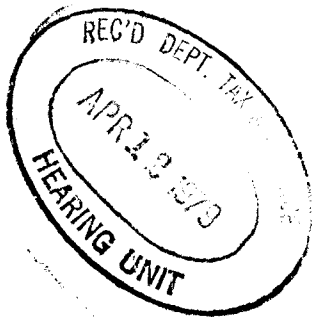
STATE OF NEW YORK

Department of Taxation and Finance

TAX APPEALS BUREAU

STATE CAMPUS

ALBANY, N. Y. 12227



Dominick N. Buccola
d/b/a Jack's Delicatessen
836 Montauk Highway
Bayport, New York 11705



New York State Department of
TAXATION and FINANCE
TAX APPEALS BUREAU

TO.....Miss.Davis.....

Please file.

April 23, 1979

Michael Alexander.

M-75 (5/76)



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

Dominick N. Buccola
d/b/a Jack's Delicatessen
836 Montauk Highway
Bayport, New York 11705

REMAILED: 4/18/79

Dear Mr. Buccola:

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 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,

Enc.

MICHAEL ALEXANDER
SUPERVISING TAX HEARING OFFICER

~~XX~~

Taxing Bureau's Representative:

STATE OF NEW YORK
Department of Taxation and Finance
TAX APPEALS BUREAU

STATE CAMPUS
ALBANY, N. Y. 12227



PERSON CHECK

Unclaimed _____

Addressed incorrectly _____

Insufficient address _____

No such street _____

No such office in State _____

Do not refile in this _____

Dominick N. Buccola
d/b/a Jack's Delicatessen
838-40 Montauk Highway
Bayport, NY 11705

☒ ~~Not a return~~

☐ ~~Not a return~~

☐ ~~Not a return~~

☐ ~~Not a return~~

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

DOMINICK N. BUCCOLA
d/b/a JACK'S DELICATESSEN

DEFAULT ORDER

for Revision or for Refund of **Sales & Use** Taxes

under Article(s) **28 & 29** of the Tax Law for the

~~Year(s)~~ **Periods June 1, 1972 to March 12, 1973**
and March 17, 1973 to May 31, 1975

Petitioner(s) **Dominick N. Buccola, d/b/a Jack's Delicatessen,**
836 Montauk Highway, Bayport, New York 11705

filed a petition for revision or for refund of

sales & use

taxes under Article(s) **28 & 29**

of the Tax Law for the

~~year(s)~~ **periods June 1, 1972-March 12, 1973** File No. (s) **14886**
March 17, 1973 to May 31, 1975

A **formal hearing** on the petition was scheduled before

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Tax Commission, **Two World Trade Center, 65th Floor, Room 65-51, New**
York, New York

on **Wednesday, Sept. 20, 1978 at 9:15 A.M.** . Notice of said **formal**

hearing was given to petitioner(s) ~~and petitioner(s) xxxxxxxxxxxx~~

. Petitioner(s) ~~xxxxxxxxxxxxxxxxxxxxxxxx~~ did

not appear at the **formal hearing** . 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 **Dominick N. Buccola**
be and the same is hereby denied. **d/b/a Jack's Delicatessen**

DATED: Albany, New York
April 6, 1979

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER