

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition :  
of

Robert V. Nicholson :

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 Year 1976. :

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 31st day of August, 1979, he served the within notice of Default by mail upon Robert V. Nicholson, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Robert V. Nicholson  
201 Wampum Lane  
West Islip, NY 11795

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  
31st day of August, 1979.



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

August 31, 1979

Robert V. Nicholson  
201 Wampum Lane  
West Islip, NY 11795

Dear Mr. Nicholson:

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,

*Victoria Gary*

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition  
of  
ROBERT V. NICHOLSON  
for Revision or for Refund of Sales and Use Taxes  
under Article(s) 28 and 29 of the Tax Law for the  
~~Year(s)~~ Period 1976.

DEFAULT ORDER

Petitioner(s), Robert V. Nicholson, 201 Wampum Lane, West Islip, New York 11795, filed a petition for revision or for refund of sales and use taxes under Article(s) 2 and 29 of the Tax Law for the ~~year(s)~~ period 1976 . File No. ~~(s)~~ 21110.

A small claims hearing on the petition was scheduled before Raymond J. Siegel, Hearing Officer , at the offices of the State Tax Commission, Two World Trade Center, Room 65-51, 65th Fl., New York, New York, on Fri., January 12, 1979, at 2:45 P.M. . Notice of said small claims hearing was given to petitioner(s) ~~and petitioner(s) representative~~,

. Petitioner(s) ~~or petitioner(s) representative~~ did not appear at the scheduled 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 Robert V. Nicholson be and the same is hereby denied.

DATED: Albany, New York

AUG 31 1979

STATE TAX COMMISSION

*James G. Tuley*  
PRESIDENT

*Milton Kuehn*  
COMMISSIONER

*Thomas H. Gull*  
COMMISSIONER