

JAMES H. TULLY JR., PRESIDENT  
THOMAS H. LYNCH  
FRANCIS R. KOENIG

JOHN J. SOLLECITO  
DIRECTOR

Telephone: (518) 457-1723

March 28, 1980

Bruce Kirchbaum  
c/o Shire Story of Atlanta, GA  
1374 Cumberland Mall  
Atlanta, GA 33039

Dear Mr. Kirchbaum:

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

Please take further notice that pursuant to Section(s) 1139 & 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 A. Gary*

cc: Petitioner's Representative  
Norman Russakoff  
Russakoff & Weiss  
186 Joralemon St.  
Brooklyn, NY  
Taxing Bureau's Representative

STATE OF NEW YORK  
STATE TAX COMMISSION

---

In the Matter of the Petition	:	
of	:	
Bruce Kirchbaum	:	<u>DEFAULT ORDER</u>
c/o Shire Story of Atlanta, GA	:	80-S-12
for Revision or for Refund of Sales & Use Tax	:	
under Article 28 & 29 of the	:	
<u>Tax Law for the Period 12/1/75-5/31/76.</u>	:	

Petitioner(s) Bruce Kirchbaum, c/o Shire Story of Atlanta, GA filed a petition for revision or for refund of Sales & Use Tax under Article 28 & 29 of the Tax Law for the Period 12/1/75-5/31/76. File No. 18498.

A Small claims hearing on the petition was scheduled before Judy Clark, at the offices of the State Tax Commission, Two World Trade Center, Rm. 65-51, New York, New York 10047 on Friday, August 17, 1979 at 9:15 a.m. Notice of said Small claims hearing was given to petitioner(s) and petitioner's representative. Petitioner(s) did not appear at the Small claims 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 Bruce Kirchbaum, c/o Shire Story of Atlanta, GA be and the same is hereby denied.

DEFAULT ORDER  
ADOPTED BY THE STATE TAX COMMISSION  
ALBANY, NEW YORK  
MARCH 28, 1980

T.P. copy returned

no letter address.

4/28/80

