

STATE OF NEW YORK
STATE TAX COMMISSION
ALBANY, NEW YORK 12227

PAUL B. COBURN
SECRETARY
Telephone: (518) 457-6162

May 14, 1981

Servomation Corp.
777 Third Avenue
New York, NY 10017

Gentlemen:

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.

Inquires concerning the computation of tax due or refund allowed in accordance with this decision may be addressed to the undersigned.

Very truly yours,

PAUL B. COBURN
SECRETARY TO THE
STATE TAX COMMISSION

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition	:	
of	:	
Servomation Corp.	:	<u>DEFAULT ORDER</u>
	:	81-P-25
for Revision or for Refund of Sales & Use Tax	:	
under Article(s) 28 & 29 of the Tax Law for the	:	
Period 3/1/66 - 8/31/69.	:	

Petitioner(s) Servomation Corp., filed a petition for revision or for refund of Sales & Use Tax under Article(s) 28 & 29 of the Tax Law for the Period 3/1/66 - 8/31/69. File No. 18402.

Under Section 601.5 of the State Tax Commission Rules of Practice and Procedure, a notice was served on the petitioner(s) to file a perfected petition. Notice to file the perfected petition was sent to the petitioner(s) last known address. Petitioner(s) failed to file a perfected petition. A default has been duly noted.

Now on motion of the Secretary to the State Tax Commission, it is

ORDERED that the petition of Servomation Corp., be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
August 7, 1981

September 11, 1981

Steiner & Steiner, Esqs.
90 State Street
Albany, New York 12207

RE: SERVOMATION CORPORATION

Gentlemen:

This is to acknowledge receipt of your letter of September 9, 1981.

Your motion to vacate the default order issued August 7, 1981 for failure to file a perfected petition is granted upon condition that you file a perfected petition within 45 days from the date of this letter.

Perfected petition forms are enclosed for your convenience.

Sincerely,

PAUL B. COBURN
Secretary to the State Tax Commission

PBC:mac

cc: Aloysius Nendza, Assistant Director
Tax Appeals Bureau

STEINER AND STEINER
ATTORNEYS AND COUNSELORS AT LAW
90 STATE STREET
ALBANY, N. Y. 12207

EUGENE J. STEINER
ALAN E. STEINER
DONALD ZEE

TELEPHONE
518-434-1221

September 9, 1981

Paul B. Coburn, Esq.
Secretary to the State Tax Commission
State of New York
State Tax Commission
Albany, New York 12227

Re: In the Matter of the Petition of
Servomation Corp.
Default Order - 81-P-25

Dear Mr. Coburn:

Servomation Corporation delivered to my office by courier today a copy of a Default Order 81-P-25 together with an accompanying letter bearing an original date of May 14, 1981 and a "rubber stamp" date of August 12, 1981.

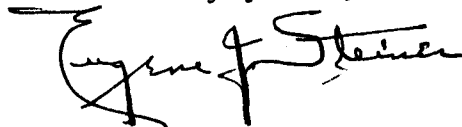
In my absence, Ed Mondore talked with you by telephone relative to the Default Order and advised you that the New York State Court of Appeals rendered a decision with respect to this matter on December 22, 1980.

You advised Mr. Mondore that upon my request you would vacate the Default Order and in the event it is necessary to file a perfected petition, we would be permitted to file such perfected petition.

Kindly consider this letter a request that the Default Order be vacated and that we be permitted to file a perfected petition, if necessary.

With appreciation for your courtesy in this matter, we are

Sincerely yours,



EJS:bc

cc: Mr. William Mannhaupt

