



New York State Tax Commission

TAX APPEALS BUREAU

State Campus,
Albany, New York 12227

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STATE TAX COMMISSION
JAMES H. TULLY, JR., PRESIDENT
FRANCIS R. KOENIG
MARK FRIEDLANDER

October 16, 1981

78 Clark Street Restaurant, Inc.
c/o Robert Hennessey, Pres.
78 Clark St.
Brooklyn, NY 11201

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.

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,

Kathy Pfaffenbach

cc: Petitioner's Representative
Stewart Zauber
26 Court St.
Brooklyn, NY 11201
Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition	:	
of	:	
78 Clark Street Restaurant, Inc.	:	<u>DEFAULT ORDER</u>
	:	81-S-35
for Revision or for Refund of Sales & Use Tax	:	
under Article 28 & 29 of the	:	
Tax Law for the Period 11/30/75-8/31/78.	:	

Petitioner(s) 78 Clark Street Restaurant, Inc., filed a petition for revision or for refund of Sales & Use Tax under Article 28 & 29 of the Tax Law for the Period 11/30/75-8/31/78. File No. 27558.

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 Wednesday, August 5, 1981 at 2:45 p.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 78 Clark Street Restaurant, Inc., be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
October 16, 1981