



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

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

JOHN J. SOLLECITO
DIRECTOR
Telephone: (518) 457-1723

June 19, 1981

Benjamin B. Silling, Inc.
Benjamin B. Silling, Officer
c/o Myron Bush
60 E. 42nd St.
New York, NY 10017

Dear Mr. Silling:

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 undersigned at the above address.

Very truly yours,

John F. Koenig

cc: Petitioner's Representative
Myron Bush
60 E. 42nd St.
New York, NY 10017
Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

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| In the Matter of the Petition | : | |
| of | : | |
| Benjamin B. Silling, Inc. | : | <u>DEFAULT ORDER</u> |
| Benjamin B. Silling, Officer | : | 81-C-19 |
| for Revision or for Refund of Sales & Use Tax | : | |
| under Article 28 & 29 of the Tax Law for the | : | |
| Period 9/1/74-8/31/78. | : | |

Petitioner(s) Benjamin B. Silling, Inc., Benjamin B. Silling, Officer filed a petition for revision or for refund of Sales & Use Tax under Article 28 & 29 of the Tax Law for the Period 9/1/74-8/31/78. File No. 31565 & 41493.

A pre-hearing conference on the petition was scheduled before Michael A. Mancini, at the offices of the State Tax Commission, Two World Trade Center, Room 65-51, New York, New York 10047 on Wednesday, April 22, 1981 at 11:00 a.m. Notice of said pre-hearing conference was given to petitioner(s) and petitioner's representative. Petitioner(s) did not appear at the pre-hearing conference. 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 Benjamin B. Silling, Inc., Benjamin B. Silling, Officer be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
June 19, 1981