



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

May 29, 1981

Steven Strong, Inc.
20 Hallwood Rd.
Delmar, NY 12054

Gentlemen:

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 undersigned at the above address.

Very truly yours,

A handwritten signature in dark ink, appearing to read "John J. Sollecito", written in a cursive style.

cc: Petitioner's Representative
Ronald S. Krolick
Krolick and DeGraff
The Argus Bldg., 410 Broadway
Albany, NY 12207
Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :
of :
Steven Strong, Inc. : DEFAULT ORDER
: 81-C-16
for Revision or for Refund of Sales & Use Tax :
under Article 28 & 29 of the :
Tax Law for the Period 1978. :

Petitioner(s) Steven Strong, Inc., filed a petition for revision or for refund of Sales & Use Tax under Article 28 & 29 of the Tax Law for the Period 1978. File No. 30725.

A pre-hearing conference on the petition was scheduled before Michael A. Mancini, at the offices of the State Tax Commission, State Campus, Bldg. 9, Rm. 107, Albany, New York 12227 on Tuesday, March 17, 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 Steven Strong, Inc., be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
MAY 29, 1981

STATE OF NEW YORK - DEPARTMENT OF TAXATION AND FINANCE - Processing

WAIVER, MODIFICATION OR CANCELLATION OF PENALTY AND INTEREST
REQUIRING APPROVAL OF TAX COMMISSION

In accordance with the provisions of Memorandum No. E-94 the approval of the State Tax Commission, i.e. more than one member, is required because the proposed cancellation is for an amount in excess of \$500.00 or for a reason not specifically covered in the memorandum.

Corporation Name

Stryker Corporation

PENALTY AND INTEREST ASSESSED

\$ 4304.31

RECOMMENDED
CANCELLATION \$ 4304.31

IDENTIFICATION NUMBER

38-1239739

PERIOD

**12/31/79
C8010310657**

BALANCE STILL DUE

\$ -0-

REASON FOR WAIVING, MODIFICATION OR CANCELLATION **overpaid \$36.83**

We recommend cancellation based on letter dated 5/15/80. Primary business in Michigan - no office in N.Y. Reorganized after accidental death of manager - relying on advice of accountant as to taxability paid tax and interest and requested abatement of penalty due to combination of circumstances and disruptive impact of Mr. Stryker's death. (1976 - no penalty assessed - 1st period) Also see recommendation for period ending 1977 and 1978 based on same correspondence.

Approval Recommended

Assistant Director,
Accounting & Records Mgmt.

DATE

4/15/81Director,
Accounting & Records Mgmt.

DATE

4/20/81

APPROVED

COMMISSIONER

DATE

COMMISSIONER

DATE

COMMISSIONER

DATE

Frank R. Koenig**7/27/81**

4/29/81