John J. Sollecito, Director (518) 457-1723

September 28, 1984

Floytom Restaurant Corp. d/b/a The Chariot 97-34 64th Road Rego Park, NY 11374

## 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 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,

Joseph Chyrywaty

Supervisor of Tax Conferences

cc: Taxing Bureau's Representative

In the Matter of the Petition

of

Floytom Restaurant Corp. : DEFAULT ORDER

d/b/a The Chariot : 84-C-30

for Redetermination of a Deficiency or Revision

of a Determination or Refund of :

Sales & Use Tax under Article 28 & 29

of the Tax Law for the Period 12/1/76-5/31/80.

Petitioner(s) Floytom Restaurant Corp. d/b/a The Chariot filed a petition for redetermination of a deficiency or revision of a determination or refund of Sales & Use Tax under Article 28 & 29 of the Tax Law for the Period 12/1/76-5/31/80. File No. 39384.

A pre-hearing conference on the petition was scheduled before Robert Healey, at the offices of the State Tax Commission, 97-77 Queens Blvd., Rego Park, New York 11374 on Tuesday, July 10, 1984 at 9:00 a.m. Notice of said pre-hearing conference was given to petitioner(s) and the representative of petitioner(s). Petitioner(s) did not appear at the pre-hearing conference. A default has been duly noted.

Now on motion of the State Tax Commission, it is

ORDERED that the petition of Floytom Restaurant Corp. d/b/a The Chariot be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
SEPTEMBER 28, 1984