



New York State Tax Commission
TAX APPEALS BUREAU

State Campus
Albany, New York 12227

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

January 11, 1984

Funkee Flounder, Inc.
RD 4 Parent RD/Padovani
Katonah, NY 10536

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 Chyrywat
Supervisor of Tax Conferences

cc: Petitioner's Representative
Paul Cohen
Primrose St. RFD #4
Katonah, NY 10536
Taxing Bureau's Representative

STATE OF NEW YORK

STATE TAX COMMISSION

In the Matter of the Petition :
of :
Funkee Flounder, Inc. : DEFAULT ORDER
: 83-C-36
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 11/30/79-7/7/82. :

Petitioner(s) Funkee Flounder, Inc. 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 11/30/79-7/7/82. File No. 41778.

A pre-hearing conference on the petition was scheduled before Frank Fleury, at the offices of the State Tax Commission, 99 Church Street, Second Floor, White Plains, New York 10601 on Tuesday, November 1, 1983 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 Funkee Flounder, Inc. be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
JANUARY 11, 1984