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

August 24, 1984

Peter Smiths, Inc. 2 Lakeview Ave. W. Islip, NY 11795

### 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.

Joseph Chyrywaty

Supervisor of Tax Conferences

cc: Petitioner's Representative Jeffrey M. Bernstein Zwaik & Bernstein 1745 Merrick Ave. Merrick, NY 11566 Taxing Bureau's Representative In the Matter of the Petition

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Peter Smiths, Inc.

DEFAULT ORDER

84-C-22

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 5/31/80-12/15/82.

Petitioner(s) Peter Smiths, 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 5/31/80-12/15/82. File No. 44894.

A pre-hearing conference on the petition was scheduled before Michael A. Mancini, at the offices of the State Tax Commission, State Office Bldg., Veterans Memorial Hwy., Rm. 1B7, Hauppauge, New York 11787 on Monday, June 4, 1984 at 2:00 p.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 Peter Smiths, Inc. be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
AUGUST 24, 1984

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## RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED NOT FOR INTERNATIONAL MAIL

(See Reverse)

|                    | Firey M. Ben   | nsfeir |  |
|--------------------|--|--------|--|
|                    | Street, and No. Bernstein  |        |  |
|                    | P. S. State and ZIP Code   | que.   |  |
| P                  | Postage PCC NY //  | 566    |  |
| /==                | Certified Fee  |        |  |
|                    | Special Delivery Fee   |        |  |
|                    | Restricted Delivery Fee  |        |  |
|                    | Return Receipt Showing to whom and Date Delivered                |        |  |
| 1982               | Return receipt showing to whom,<br>Date, and Address of Delivery |        |  |
| Feb.               | TOTAL Postage and Fees   | \$     |  |
| 800,               | Postmark or Date   |        |  |
| orm 3              | ·  |        |  |
| PS Form 3800, Feb. |  |        |  |

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# RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED NOT FOR INTERNATIONAL MAIL

(See Reverse)

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| 03-517     | PETER Smiths   | Icc.  |
|------------|--|-------|
| Q\$.       | Street and No. Wife Ale.   |       |
| <b>X</b>   | R.O., State and ZIP Code   | 11795 |
| * U.S.G.BZ | Postage  | \$    |
| *          | Certified Fee  |       |
|            | Special Delivery Fee   |       |
|            | Restricted Delivery Fee  |       |
|            | Return Receipt Showing to whom and Date Delivered                |       |
| 1982       | Return receipt showing to whom,<br>Date, and Address of Delivery |       |
| Feb. 1982  | TOTAL Postage and Fees   | \$    |
| 3800,      | Postmark or Date   |       |

Service Servic PROEALS BUREAU Peter Smiths, Inc 2 Lakeview Ave. W. Islip, NY 1 Islip, NY 861381

> TAX APPEALS BUREAU State Tax Commission

STATE CAMPUS

STATE OF NEW YORK

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ALBANY, N. Y. 12227

2 Lakeview Ave. W. Islip, NY 11795 W Peter Smiths, Inc. P 643 168 610 TAX APPEALS BUREAU State Tax Commission ALBANY, N. Y. 12227 STATE OF NEW YORK STATE CAMPUS TA 26 (9-79)

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Very truly yours,

Joseph Chyrywaty Supervisor of Tax Conferences

cc: Petitioner's Representative
Jeffrey M. Bernstein
Zwaik & Bernstein
1745 Merrick Ave.
Merrick, NY 11566
Taxing Bureau's Representative

### STATE TAX COMMISSION

In the Matter of the Petition

of

Peter Smiths, Inc.

DEFAULT ORDER

84-C-22

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