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

May 29, 1985

Busy B Supermarket, Inc. 217-20 Linden Blvd. Cambria Heights, NY 11411

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 Chyrywa

Supervisor of Tax Conferences

cc: Petitioner's Representative John A. Forte 521 5th Avenue New York, NY 10175

Taxing Bureau's Representative

STATE TAX COMMISSION

In the Matter of the Petition

of

Busy B Supermarket, Inc. : DEFAULT ORDER

: 85-C-10

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 6/1/79-11/30/82.

Petitioner(s) Busy B Supermarket, 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 6/1/79-11/30/82. File No. 47666.

A pre-hearing conference on the petition was scheduled before Dennis A. Adelman, at the offices of the State Tax Commission, 97-77 Queens Blvd., Rego Park, New York 11374 on Friday, February 1, 1985 at 2:30 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 Busy B Supermarket, Inc. be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
MAY 29, 1985

P 693 166 493

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED NOT FOR INTERNATIONAL MAIL

(See Reverse)				
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P 693 166 492

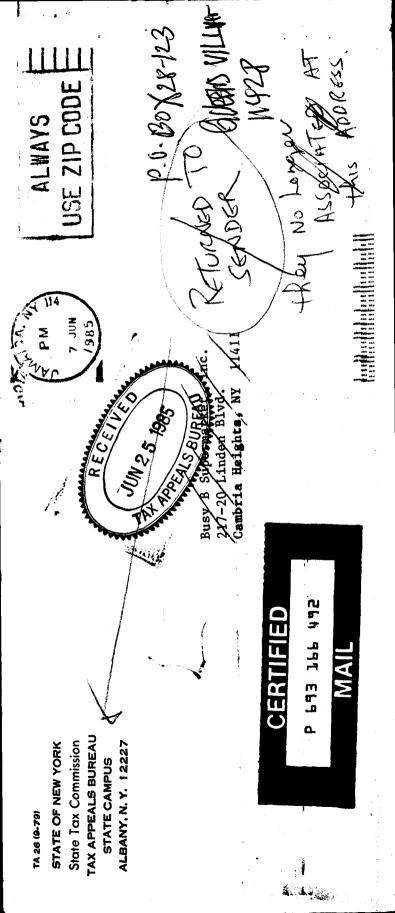
RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED NOT FOR INTERNATIONAL MAIL

(See Reverse)

* U.S.G.P.O. 1983-403-517	Sent to Busy & Dupermuket Street and No. Linden Blod MO., State and ZIP Gode, Ambria Huts NY 114//		
* U.S.G.F	Postage Certified Fee	\$	
	Special Delivery Fee		
	Restricted Delivery Fee		
	Return Receipt Showing to whom and Date Delivered		
1982	Return receipt showing to whom, Date, and Address of Delivery		
þ.	TOTAL Postage and Fees	\$	

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STATE OF NEW YORK State Tax Commission TAX APPEALS BUREAU STATE CAMPUS ALBANY, N. Y. 12227	Busy B Supermiter 277-20 Lindon Bit Cambria Heights	CERTIFIED P 693 166 492 MAIL



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John A. Forte
521 5th Avenue
New York, NY 10175
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DEFAULT ORDER Busy B Supermarket, Inc.

85-C-10

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> DEFAULT ORDER ADOPTED BY THE STATE TAX COMMISSION ALBANY, NEW YORK MAY 29, 1985