



New York State Tax Commission  
**TAX APPEALS BUREAU**

State Campus  
Albany, New York 12227

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

January 9, 1985

D & I Service Station  
c/o Harry Schochat  
325 Broadway  
New York, NY 10007

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 Deputy Commissioner and Counsel to the New York State Department of Taxation and Finance, Building 9, State Campus, Albany, New York 12227. Said inquiries will be referred to the proper authority for reply.

Very truly yours,

JOHN E. SKORENSKI  
SUPERVISOR OF CALENDAR UNIT

cc: Petitioner's Representative  
Harry Schochat  
Harry Schochat & Co., P.C.  
325 Broadway, Suite 304  
New York, NY 10007  
Taxing Bureau's Representative

STATE OF NEW YORK

STATE TAX COMMISSION

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|   |   |                      |
|---|---|----------------------|
| In the Matter of the Petition                   | : |                      |
| of  | : |                      |
| D & I Service Station                           | : | <u>DEFAULT ORDER</u> |
|   | : | 84-F-39              |
| 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 8/31/80-11/30/80. | : |                      |

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Petitioner(s) D & I Service Station 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 8/31/80-11/30/80. File No. 42318.

A formal hearing on the petition was scheduled before Frank Landers, at the offices of the State Tax Commission, Two World Trade Center, Room 65-51, New York, New York 10047 on Friday, October 5, 1984 at 9:00 a.m. Notice of said formal hearing was given to petitioner(s) and the representative of petitioner(s). Petitioner(s) did not appear at the formal hearing. 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 D & I Service Station be and the same is hereby denied.

DEFAULT ORDER  
ADOPTED BY THE STATE TAX COMMISSION  
ALBANY, NEW YORK  
JANUARY 9, 1985

P 470 316 392

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—  
NOT FOR INTERNATIONAL MAIL

(See Reverse)

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|---|----|
| Sent to   |    |
| D. J. Curran, Editor  |    |
| Street and No.  |    |
| 4000 1st St.  |    |
| P.O., State and ZIP Code                                      |    |
| 325 Broadway  |    |
| Postage   |    |
| New York, NY 10013  |    |
| Certified Fee   |    |
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| Return Receipt Showing to whom and Date Delivered             |    |
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| TOTAL Postage and Fees  | \$ |
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PS Form 3800, Feb. 1982

P 470 316 393

RECEIPT FOR CERTIFIED MAIL

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| Sent to   |    |
| Harry Shubert   |    |
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| New York, NY 10013  |    |
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| TOTAL Postage and Fees  | \$ |
| Postmark or Date  |    |

PS Form 3800, Feb. 1982