November 7, 1985

Martin Diaz 2414 Eighth St. East Meadow, NY 11554

Dear Mr. Diaz:

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

Martin Diaz : DEFAULT ORDER

85-C-27

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 :

12/1/82-2/28/83.

Petitioner(s) Martin Diaz 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 12/1/82-2/28/83. File No. 54623.

A pre-hearing conference on the petition was scheduled before John S. Juva, at the offices of the State Tax Commission, 114 Old Country Road - 2nd Floor, Mineola, New York 11501 on Thursday, September 5, 1985 at 1:15 p.m. Notice of said pre-hearing conference was given to 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 Martin Diaz be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
NOVEMBER 7, 1985

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RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED NOT FOR INTERNATIONAL MAIL

(See Reverse)

| * U.S.G.P.O. 1984-446-014 | Sent to Him Dias Street and No Lighth SE P.O. State and ZIP Code ECULATION OF THE STREET Postage STREET AND THE STREET Postage | | 37/ |
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| * | 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 | | |
| Feb. | TOTAL Postage and Fees | \$ | |
| PS Form 3800, Feb. 1982 | Postmark or Date | | |