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

January 9, 1985

A. Esposito 440 Park Avenue South New YOrk, NY 10016

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.

ry truly yours,

Joseph Chyrywaty

Supervisor of Tax Conferences

cc: Petitioner's Representative
Philip Smith
440 Park Avenue South
New York, NY 10016
Taxing Bureau's Representative

STATE TAX COMMISSION

In the Matter of the Petition

of

01 :

A. Esposito

DEFAULT ORDER

84-C-38

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 12/1/77 - 8/31/80. :

Petitioner(s) A. Esposito 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 12/1/77 - 8/31/80. File No. 35154.

A pre-hearing conference on the petition was scheduled before Carolyn Mitchell, at the offices of the State Tax Commission, Two World Trade Center, Room 65-51, New York, New York 10047 on Wednesday, October 3, 1984 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 A. Esposito be and the same is hereby denied.

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

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RECEIPT FOR CERTIFIED MAIL

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