

STATE OF NEW YORK
STATE TAX COMMISSION
ALBANY, NEW YORK 12227

PAUL B. COBURN
SECRETARY
Telephone: (518) 457-6162

July 22, 1985

John Losey, Jr.
d/b/a Smitty's Tavern
468-474 Abbott Road
Buffalo, NY 14220

Dear Mr. Losey:

Please take notice of the Default Order of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to Section(s) 1138 and/or 1139 of the Tax Law, any proceeding in court to review this decision must be commenced within 4 months from the date of this notice.

Inquires concerning the computation of tax due or refund allowed in accordance with this decision may be addressed to the undersigned.

Very truly yours,

PAUL B. COBURN
SECRETARY TO THE
STATE TAX COMMISSION

cc: Petitioner's Representative
Michael P. Wallace
861 Abbott Road
Buffalo, NY 14220
Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

| | | |
|--|---|----------------------|
| In the Matter of the Petition | : | |
| of | : | |
| John Losey, Jr. | : | <u>DEFAULT ORDER</u> |
| d/b/a Smitty's Tavern | : | 85-P-18 |
| | : | |
| for Redetermination of a Deficiency or Revision of | : | |
| a Determination or Refund of Sales & Use Tax under | : | |
| Article(s) 28 & 29 of the Tax Law for the Period | : | |
| 9/1/78-2/5/82. | : | |

Petitioner(s) John Losey, Jr., d/b/a Smitty's Tavern filed a petition for redetermination of a deficiency or revision of a determination or refund of Sales & Use Tax under Article(s) 28 & 29 of the Tax Law for the Period 9/1/78-2/5/82. File No. 40327

Under Section 601.5 of the State Tax Commission Rules of Practice and Procedure, a notice was served on the representative of the petitioner(s) to file a perfected petition. Notice to file the perfected petition was sent to the representative's last known address. Petitioner(s) failed to file a perfected petition. A default has been duly noted.

Now on motion of the Secretary to the State Tax Commission, it is
ORDERED that the petition of John Losey, Jr., d/b/a Smitty's Tavern be
and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
JULY 22, 1985

P 095 691 085

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

★ U.S.G.P.O. 1984-446-014

PS Form 3800, Feb. 1982

| | |
|---|--------------------|
| Sent to | Michael P. Wallace |
| Street and No. | 861 Abbott Road |
| P.O., State and ZIP Code | Buffalo, NY 14220 |
| Postage | \$ |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to whom and Date Delivered | |
| Return receipt showing to whom, Date, and Address of Delivery | |
| TOTAL Postage and Fees | \$ |
| Postmark or Date | |

P 095 691 084

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

★ U.S.G.P.O. 1984-446-014

PS Form 3800, Feb. 1982

| | |
|---|-----------------------|
| Sent to | John Losey, Jr. |
| Street and No. | 1161a Smitty's Tavern |
| P.O., State and ZIP Code | 4108-4774 Abbott Road |
| Postage | Buffalo, NY 14220 |
| Certified Fee | |
| Special Delivery Fee | |
| Restricted Delivery Fee | |
| Return Receipt Showing to whom and Date Delivered | |
| Return receipt showing to whom, Date, and Address of Delivery | |
| TOTAL Postage and Fees | \$ |
| Postmark or Date | |