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

August 30, 1985

Sutter's Mining Co., Inc. 1200 Western Avenue Albany, New York 12208

Gentlemen:

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

Please take further notice that pursuant to Section(s) 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.

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.

Joseph Chyrywaty

Supervisor of Tax Conferences

cc: Taxing Bureau's Representative

In the Matter of the Petition

Sutter's Mining Co., Inc.

of

DEFAULT ORDER

85-C-19

for Redetermination of a Deficiency or Revision of :

a Determination or Refund of Sales & Use Tax under :

Article 28 & 29 of the Tax Law.

Petitioner(s) Sutter's Mining Co., 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. File No. 51905.

A pre-hearing conference on the petition was scheduled before James T.

Gorton, at the offices of the State Tax Commission, Bldg. #9, State Office

Campus, Rm. 107, Albany, New York 12227 on Friday, June 14, 1985 at 11:45 a.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 Sutter's Mining Co., Inc. be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
AUGUST 30, 1985

P 153 388 139 RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sutter's Mining Co., Inc. 1200 Western Avenue Albany, NY 12208

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 PS Form 3800, Feb. TOTAL Postage and Fees Postmark or Date