

December 11, 1985

Frank J. Wardynski Oatka Restaurant & Lounge, Inc. 17 Main Street Scottsville, NY 14546

Dear Mr. Wardynski:

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.

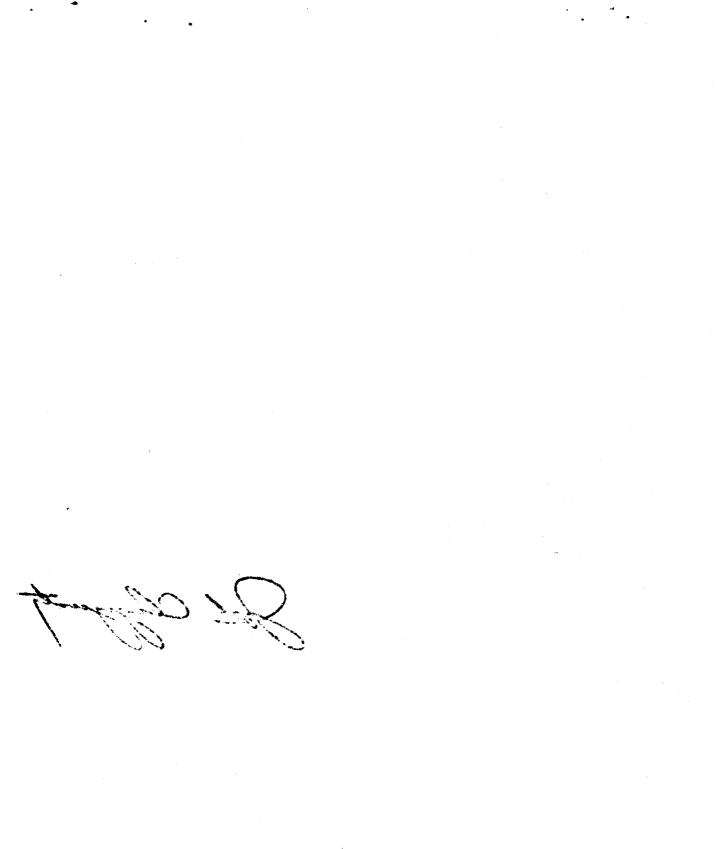
Inquiries concerning the computation of tax due or refund allowed in accordance with this decision may be addressed to the undersigned at the above address.

Very truly yours,

eph Chyrywaty Supervisor of Tax Conferences

cc: Petitioner's Representative

Carway, Flipse & Moroney 275 Hillside Ave. Williston Park, NY 11596 Taxing Bureau's Representative



STATE OF NEW YORK STATE TAX COMMISSION

In the Matter of the Petition	:	
of	:	·
Frank J. Wardynski	:	DEFAULT ORDER
Oatka Restaurant & Lounge, Inc.	:	85-C-29
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 $9/1/83 - 11/30/83$.	:	

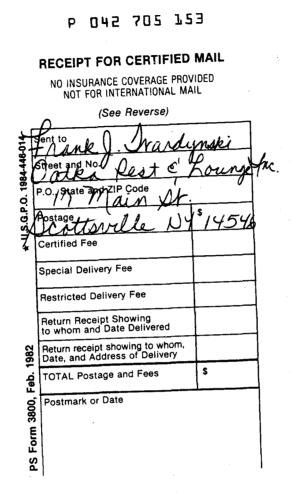
Petitioner(s) Frank J. Wardynski Oatka Restaurant & Lounge, Inc. filed a petition for redetermination of a deficiency or revision of a determination or refund of Sales & Use Tax under Article 28 & 29 of the Tax Law for the Period 9/1/83 - 11/30/83. File No. 58308.

A pre-hearing conference on the petition was scheduled before Anthony J. Ciarlone, Jr., at the offices of the State Tax Commission, 259 Monroe Avenue -3rd Floor Rochester, New York 14604 on Friday, September 27, 1985 at 10:00 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 Frank J. Wardynski Oatka Restaurant & Lounge, Inc. be and the same is hereby denied.

> DEFAULT ORDER ADOPTED BY THE STATE TAX COMMISSION ALBANY, NEW YORK DECEMBER 11, 1985



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RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED NOT FOR INTERNATIONAL MAIL

