



New York State Tax Commission
TAX APPEALS BUREAU
W.A. Harriman Campus
Albany, New York 12227

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,


Joseph Chyrywat
Supervisor of Tax Conferences

cc: Petitioner's Representative

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

Dr. J. J. J.

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition	:	
of	:	
Frank J. Wardynski	:	<u>DEFAULT ORDER</u>
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

(See Reverse)

PS Form 3800, Feb. 1982

* U.S.G.P.O. 1984-446-014

Sent to	Frank J. Iwarsynski
Street and No.	Coke Rest & Lounge Inc.
P.O. State and ZIP Code	171 Main St. Scottsville NY 14546
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 042 705 154

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NO INSURANCE COVERAGE PROVIDED
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(See Reverse)

PS Form 3800, Feb. 1982

* U.S.G.P.O. 1984-446-014

Sent to	Carway Flipse & Moroney
Street and No.	215 Hillside Ave.
P.O. State and ZIP Code	Killbuck Park NY
Postage	1159 ¹⁰
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	