

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

N. SPENCER WEISS

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Unincorporated Business :
Taxes under Article ~~(a)~~ 23 of the :
Tax Law for the Year ~~(s)~~ or ~~Period(s)~~ 1967.:
~~XXXXXXXXXXXX~~

State of New York
County of Albany

Carmen Mottolese, being duly sworn, deposes and says that she is an employee of the Department of Taxation and Finance, over 18 years of age, and that on the 28th day of September, 1976, she served the within Notice of Default by (certified) mail upon N. Spencer Weiss ~~(representative of)~~ the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows: Mr. N. Spencer Weiss
166-25 Powells Cove
Whitestone, New York 11257

and by depositing same enclosed in a postpaid properly addressed wrapper in a (post office or official depository) under the exclusive care and custody of the United States Postal Service within the State of New York.

That deponent further says that the said addressee is the ~~(representative of)~~ ~~XXXXXXXXXXXX~~ ~~of the~~ petitioner herein and that the address set forth on said wrapper is the last known address of the ~~(representative of the)~~ ~~XXXXXXXXXXXX~~ petitioner.

Sworn to before me this

28th day of September, 1976

Carmen Mottolese

Janet Mack



STATE OF NEW YORK
DEPARTMENT OF TAXATION AND FINANCE

TAX APPEALS BUREAU

STATE CAMPUS
ALBANY, N.Y. 12227

September 28, 1976

STATE TAX COMMISSION

ADDRESS YOUR REPLY TO

TELEPHONE: (518) **457-3850**

Mr. N. Spencer Weiss
166-25 Powells Cove
Whitestone, New York 11357

Dear Mr. Spencer:

Please take notice of the **DEFAULT**
of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to
Section ~~80~~ **722** of the Tax Law, any
proceeding in court to review an adverse deci-
sion 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 or concerning any other matter relative
hereto may be addressed to the undersigned. They
will be referred to the proper party for reply.

Very truly yours,

Frank J. Puccia
Frank J. Puccia
Supervisor of Small
Claims Hearings

Enc.

cc: ~~XXXXXXXXXXXXXXXXXXXX~~

Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

N. SPENCER WEISS

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of
Unincorporated Business
Taxes under Article (X) 23 of the Tax Law for the
Year (X) 1967.

Petitioner (X), N. Spencer Weiss, 166-25 Powells Cove, Whitestone,
New York 11357, filed a petition for redetermination of deficiency
or for refund of unincorporated business taxes under Article (X)
23 of the Tax Law for the year (X) 1967 . File No. (X) 7-72509836

A small claims hearing on the petition was scheduled before
Joseph Marcus, Hearing Officer, at the offices of the State
Tax Commission, Two World Trade Center, 65th Floor, Room 65-31,
New York, New York
on Friday, July 16, 1976, at 9:15 A.M. . Notice of said small claims
hearing was given to petitioner. (X) and (X) did not appear.

. Petitioner (X) did not appear at the scheduled hearing . A default has been duly noted.

Now on motion of the attorney for the Department of Taxation and Finance,
it is

ORDERED that the petition of N. Spencer Weiss
be and the same is hereby denied.

DATED: Albany, New York
September 28, 1976

STATE TAX COMMISSION

James B. Suel
PRESIDENT

Milton Hoerner
COMMISSIONER

[Signature]
COMMISSIONER