

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
BERT HORTON

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :  
a Revision of a Determination or a Refund :  
of Unincorporated Business :  
Taxes under Article(s) 23 of the :  
Tax Law for the Year(s) ~~or Period(s)~~ :  
1968 & 1969

State of New York  
County of Albany

Marsina Donnini, 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 27th day of July, 1977, she served the within Notice of Default Order by (certified) mail upon Bert Horton ~~(representative of)~~ the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows: Mr. Bert Horton  
15 West 72nd Street  
New York, NY

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 the)~~ petitioner herein and that the address set forth on said wrapper is the last known address of the ~~(representative of the)~~ petitioner.

Sworn to before me this

27th day of July, 1977.

Marsina Donnini

Janet Mack

STATE OF NEW YORK  
STATE TAX COMMISSION

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Taxes under Article(s) 23 of the :  
Tax Law for the Year(s) ~~or Period(s)~~ :  
1968 & 1969

State of New York  
County of Albany

Marsina Donnini, 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 27th day of July, 19 77, she served the within  
Notice of Default Order by (certified) mail upon Morton Horowitz

(representative of) the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Morton Horowitz, CPA  
1790 Broadway  
New York, NY 10019

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 the) petitioner herein and that the address set forth on said wrapper is the  
last known address of the (representative of the) petitioner.

Sworn to before me this

27th day of July, 19 77

Marsina Donnini

Jane M. Mack



STATE OF NEW YORK  
DEPARTMENT OF TAXATION AND FINANCE

STATE TAX COMMISSION

TAX APPEALS BUREAU

STATE CAMPUS  
ALBANY, N.Y. 12227

ADDRESS YOUR REPLY TO

July 27, 1977

TELEPHONE: (518) ~~457-1723~~

Mr. Bert Horton  
15 West 72nd Street  
New York, NY

Dear Mr. Horton:

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

Please take further notice that pursuant to  
Section(s) **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,

  
**Joseph Chyrywaty**  
**Hearing Examiner**

Enc.

cc: Petitioner's Representative:

Taxing Bureau's Representative:

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

BERT HORTON

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of  
Unincorporated Business  
Taxes under Article(x) 23 of the Tax Law for the  
Year(s) 1968 and 1969.

Petitioner(x), Bert Horton, 15 West 72nd Street, New York,  
New York, 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(s) 1968 and 1969 . File No.(x) 10636

A small claims hearing on the petition was scheduled before  
Philip Mercurio, Hearing Officer , at the offices of the State  
Tax Commission, Two World Trade Center, New York, New York  
on May 23, 1977 at 2:45 P.M. . Notice of said small claims  
hearing was given to petitioner(x) and petitioner(s) representative,  
Morton Horowitz, CPA . Petitioner(x) or petitioner(s) representative did  
not appear at the small claims 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 BERT HORTON  
be and the same is hereby denied.

DATED: Albany, New York  
July 27, 1977

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER

TA-36 (9/76)

State of New York - Department of Taxation and Finance  
Tax Appeals BureauREQUEST FOR BETTER ADDRESS

Requested by <i>Mary Groff</i>	Unit <i>Tax Appeals Bureau Room 107, Bldg 9</i>	Date of Request <i>8/9/77</i>
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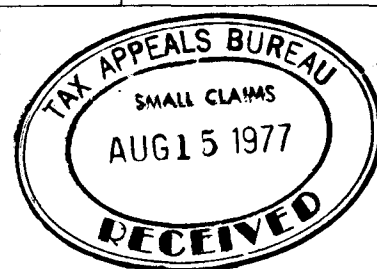
Please find most recent address of taxpayer described below; return to person named above.

Social Security Number <i>126-18-7799</i>	Date of Petition <i>75/02/18</i>
Name <i>Bert Horton</i>	
Address <i>15 West 72nd Street New York, N.Y.</i>	

## Results of search by Files

<input type="checkbox"/> New address:	
<input type="checkbox"/> Same as above, no better address	
<input checked="" type="checkbox"/> Other:	<i>076<sup>th</sup> 075<sup>th</sup></i>

Searched by <i>md agt H Brodbeck</i>	Section <i>Masterfile m d.</i>	Date of Search <i>8/11/77</i>
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PERMANENT RECORDFOR INSERTION IN TAXPAYER'S FOLDER

STATE OF NEW YORK

Department of Taxation and Finance

TAX APPEALS BUREAU

STATE CAMPUS

ALBANY, N. Y. 12227

CERTIFIED

No.

402499

MAIL

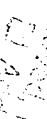
~~Mr. Bert Horton  
15 West 72nd Street  
New York, NY~~



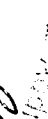
Moved, late no address



Moved, not forwardable



No given, forward

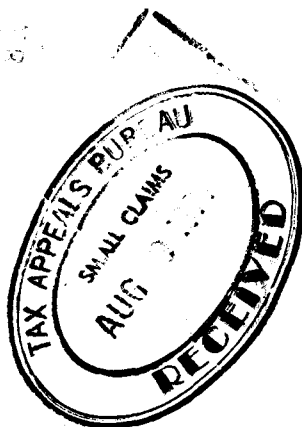
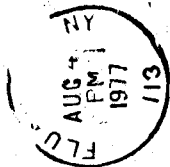


Address, not forwardable

*See p. 16*

MOVED, NOT FORWARDABLE  
NEW YORK, N.Y. 10023





8/9/77



STATE OF NEW YORK  
DEPARTMENT OF TAXATION AND FINANCE

TAX APPEALS BUREAU

STATE CAMPUS  
ALBANY, N.Y. 12227

STATE TAX COMMISSION

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July 27, 1977

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sion must be commenced within 4 months  
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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,

*Joseph Chyrywat*  
Joseph Chyrywat  
Hearing Examiner

Enc.

cc: Petitioner's Representative:

Taxing Bureau's Representative:



STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

**BERT HORTON**DEFAULT ORDERfor Redetermination of Deficiency or for Refund of  
**Unincorporated Business**Taxes under Article (x) 23 of the Tax Law for the  
Year(s) 1968 and 1969.Petitioner(x), **Bert Horton, 15 West 72nd Street, New York,****New York,**

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(s) **1968 and 1969** . File No. (x) **10636**A **small claims hearing**

on the petition was scheduled before

**Philip Mercurio, Hearing Officer**

, at the offices of the State

Tax Commission, **Two World Trade Center, New York, New York**on **May 23, 1977**at **2:45 P.M.**. Notice of said **small claims****hearing**

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**Morton Horowitz, CPA**

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DATED: Albany, New York  
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STATE TAX COMMISSION

  
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COMMISSIONER  
COMMISSIONER