

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
Max Fishbein

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :  
a Revision of a Determination or a Refund :  
of Personal Income & Unincorporated Bus. :  
Taxes under Article(s) 22 & 23 of the :  
Tax Law for the Year(s) or Period(s) :  
1970 - 1972

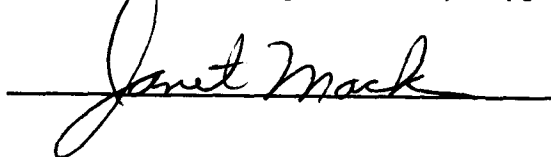
State of New York  
County of Albany

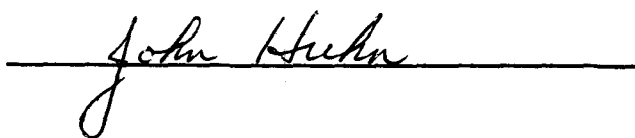
John Huhn, being duly sworn, deposes and says that  
she is an employee of the Department of Taxation and Finance, over 18 years of  
age, and that on the 16th day of March, 1978, she served the within  
Default Order by (certified) mail upon Max Fishbein  
~~representative of~~ the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: Max Fishbein  
308 East 79th Street  
New York, NY 10021  
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~~  
~~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

16th day of March, 1978.







STATE OF NEW YORK  
STATE TAX COMMISSION  
TAX APPEALS BUREAU  
ALBANY, NEW YORK 12227

ADDRESS YOUR REPLY TO

March 16, 1978

TELEPHONE: (518) 457-1723

JAMES H. TULLY JR., PRESIDENT  
MILTON KOERNER  
THOMAS H. LYNCH

**Max Fishbein**  
**308 East 79th Street**  
**New York, NY 10021**

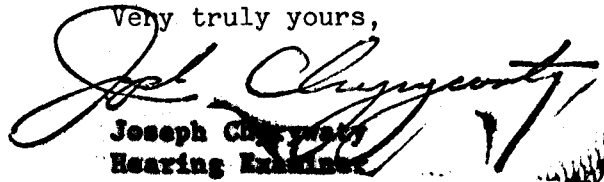
**Dear Mr. Fishbein:**

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

Please take further notice that pursuant to  
Section(s) **690 & 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 C. Chapparo**  
**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

MAX FISHBEIN

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of  
Personal Income & Unincorporated Business  
Taxes under Article ~~(x)~~ 22 & 23 of the Tax Law for the  
Year(s) 1970 - 1972

Petitioner(s) Max Fishbein, 308 East 79th Street, New York, New York  
10021

filed a petition for redetermination of deficiency  
or for refund of personal Income & unincorporated business taxes under Article(s)  
22 & 23 of the Tax Law for the year(s) 1970 - 1972 . File No. ~~(s)~~ 11524

A small claims hearing on the petition was scheduled before  
Harry Huebsch, Hearing Officer, at the offices of the State  
Tax Commission, Two World Trade Center, 65th Floor, Room 65-51, New York,  
New York  
on Monday, January 9, 1978 at 2:45 P.M. . Notice of said small claims  
hearing was given to petitioner ~~(x) and petitioner (x) representative;~~

. Petitioner ~~(s) xxx 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

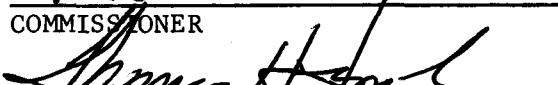
ORDERED that the petition of Max Fishbein  
be and the same is hereby denied.

DATED: Albany, New York  
March 16, 1978

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER