STATE OF NEW YORK STATE TAX COMMISSION

In the Matter of the Petition	
	: •
of	
ISMAEL LEWIS & BROOKER T. JENKINS	:
(A PARTNERSHIP)	
(A PARTNERSHIP) For a Redetermination of a Deficiency or	:
a Revision of a Determination or a Refund	
of Unincorporated Business	:
of Unincorporated Business Taxes under Article (S) 23 of the	
Tax Law for the Year(s) pryperiod (s)	:
1970, 1971	-

State of New York County of Albany

John Huhn , being duly sworn, deposes and says that XSM is an employee of the Department of Taxation and Finance, over 18 years of age, and that on the 25th day of May , 1978, XSM served the within Notice of Default Order by (certified) mail upon Ismael Lewis & Brooker T. Jenkins (A partnership)

by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows: Ismael Lewis & Brooker T. Jenkins (A partnership) 1304 Boston Road Bronx, New York 10456

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.

Sworn to before me this

25th day of May

John Hufn

AFFIDAVIT OF MAILING

Moalker

TA-3 (2/76)



JAMES H. TULLY JR., PRESIDENT . MILTON KOERNER THOMAS H. LYNCH STATE OF NEW YORK STATE TAX COMMISSION TAX APPEALS BUREAU ALBANY, NEW YORK 12227

ADDRESS YOUR REPLY TO

May 25, 1978

TELEPHONE: (518) 457-1723

Ismael Lewis & Brooker T. Jenkins (A partnership) 1304 Boston Road Bronx, New York 10456

Gentlemen:

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

Please take further notice that pursuant to Section (5), 722 of the Tax Law, any proceeding in court to review an adverse 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 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, JOHN F. KOAGEI

SUPERVISOR OF TAX CONFERENCES

Enc.

Taxing Bureau's Representative:

TA-18.1 (3/76)

STATE OF NEW YORK STATE TAX COMMISSION

• In the Matter of the Petition of ISMAEL LEWIS & BROOKER T. JENKINS DEFAULT ORDER (A PARTNERSHIP) for Redetermination of Deficiency or for Refund of Unincorporated Business Taxes under Article(X) of the Tax Law for the 23 Year(s) 1970, 1971 Petitioner(s) Ismael Lewis & Brooker T. Jenkins, 1304 Boston Road, Bronx, NY 10456 filed a petition for redetermination of deficiency or for refund of Unincorporated Business taxes under Article(s) 23 of the Tax Law for the year(s) 1970, 1971 . File No. (X) 12216 Pre-Hearing Conference Α on the petition was scheduled before John S. Juva, Conferee , at the offices of the State Tax Commission, Dept. of Taxation and Finance, Bronx District Office, 1375 Jerome Avenue, Bronx, NY on January 26, 1978 Notice of said Pre-Hearing at 1:15 P.M. . not appear at the Pre-Hearing Conference . 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 Ismael Lewis & Brooker T. Jenkins (A Partnership) be and the same is hereby denied. TE TAX COMMISSION S' DATED: Albany, New York May 25, 1978

COMMISS

COMMISS IONER