

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

SOL & ANN DIAMOND

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 (xxxxxxPeriod(s) :
1968 thru 1970

State of New York
County of Albany

John Huhn

, being duly sworn, deposes and says that

He is an employee of the Department of Taxation and Finance, over 18 years of
age, and that on the 20th day of April , 1979 , He served the within
Default Order by (certified) mail upon Sol & Ann

Diamond (xxxxxxrepresentative of) the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Sol & Ann Diamond
28 15 146th Street
Flushing, New York 11354

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

Sworn to before me this

20th day of April , 19 79

Maileys J. Papineau *John Huhn*

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

SOL & ANN DIAMOND

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) ~~xxxxxxx~~ :
1968 thru 1970

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 20th day of April , 19 79, she served the within

Default Order by (certified) mail upon Fred Dear

(representative of) the petitioner in the within proceeding,

by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed

as follows: Fred Dear
Best, Pill Dear, Reis & Co., CPA's
1525 Morris Avenue
Union, New Jersey

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

20th day of April , 19 79

Marilyn J. Paparian

John Huhn



STATE OF NEW YORK
DEPARTMENT OF
TAXATION AND FINANCE
ALBANY, NEW YORK 12227

BERTHLYNN J. DAVIS
SECRETARY TO THE
STATE TAX COMMISSION

April 20, 1979

Sol & Ann Diamond
28 15 146th Street
Flushing, NY 11354

Dear Mr. & Mrs. Diamond:

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

Please take further notice that pursuant to Section(s) 690 of the Tax Law, any proceeding in court to review an adverse decision must be commenced within **four 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,

BERTHLYNN J. DAVIS
SECRETARY TO THE STATE TAX COMMISSION

Enc.

cc: Petitioner's Representative:

Fred Dear
Best, Pill, Dear, Rejs & Co., CPA's
1525 Morris Avenue, Union, New Jersey
Taxing Bureau's Representative.

In the Matter of the Petition

of

SOL & ANN DIAMOND

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of :

Unincorporated Taxes under Article(s) 23 of the :
Business

Tax Law for the years 1968 thru 1970 :

Petitioner(s) Sol & Ann Diamond, 28 15 146th Street, Flushing,
New York 11354 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 1968 thru . File No. 16448 .
1970

Under Section 601.5 of the State Tax Commission Rules of Practice and
Procedure, ~~the taxpayer~~ taxpayer's representative was served notice to file a
perfected petition. ~~The taxpayer~~ taxpayer's representative failed to file a
perfected petition. Notice to file a perfected petition was sent to the ~~taxpayer~~
taxpayer's representative's last known address.

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

ORDERED that the petition of Sol & Ann Diamond
be and the same is hereby denied.

DATED: Albany, New York
April 20, 1979

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER