In the Matter of the Petition

of

Arnold & Barbara Rothstein

AFFIDAVIT OF MAILING

for Redetermination of a Deficiency or a Revision : of a Determination or a Refund of Unincorporated Business Tax : under Article 23 of the Tax Law for the Year 1973.

State of New York County of Albany

Jay Vredenburg, 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 5th day of October, 1979, he served the within notice of Short Form Order by certified mail upon Alan H. Quinn the representative of the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Mr. Alan H. Quinn 1185 E. 9th St. Brooklyn, NY 11230

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 5th day of October, 1979.

Victoria Lary

In the Matter of the Petition

of

Arnold & Barbara Rothstein

AFFIDAVIT OF MAILING

for Redetermination of a Deficiency or a Revision of a Determination or a Refund of Unincorporated Business Tax under Article 23 of the Tax Law for the Year 1973.

State of New York County of Albany

Jay Vredenburg, 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 5th day of October, 1979, he served the within notice of Short Form Order by certified mail upon Arnold & Barbara Rothstein, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Arnold & Barbara Rothstein 838 Carroll St.

Brooklyn, NY 11215

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

Sworn to before me this 5th day of October, 1979.



Paul B. Coburn

SECRETARY TO THE STATE TAX COMMISSION STATE OF NEW YORK DEPARTMENT OF TAXATION AND FINANCE ALBANY, NEW YORK 12227

October 5, 1979

Arnold & Barbara Rothstein 39 Ocean Avenue Brooklyn, NY 11225

Dear Mr. & Mrs. Rothstein:

Please take notice of the SHORT FORM ORDER of the State Tax Commission enclosed herewith.

Very touly yours,

PAUL B. COBURN

Secretary to the State Tax

Commission

Enclosure

cc: Alan H. Quinn, CPA 1185 East 9th Street Brooklyn, NY 11230

Department of Taxation & Finance Law Bureau

In the Matter of the Petition of

ARNOLD & BARBARA ROTHSTEIN

For Redetermination of a Deficiency of Unincorporated Business Tax pursuant to Article 23 of the Tax Law for the year 1973

SHORT FORM ORDER

Petitioners' Motion for a Default Decision upon the grounds that the Law Bureau failed to file an answer within 60 days pursuant to Section 601.6(a) of the Rules of Practice is denied in view of the fact that petitioners' position in this matter has not been adversely affected by the short delay in service of an answer by the Law Bureau.

DATED: **OCT** 5 1979

STATE TAX COMMISSION

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COMMISSIONER

Paul B. Coby

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PS Form 3848-A

THOLD

Arnold & Barbara Rothstein To 39 Ocean Avenue Brooklyn, NY 11225



Paul B. Coburn

SECRETARY TO THE
STATE TAX COMMISSION

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

October 5, 1979

Arnold & Barbara Rothstein 39 Ocean Avenue Brooklyn, NY 11225

Dear Mr. & Mrs. Rothstein:

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Very touly yours,

PAUL B. COBURN

Secretary to the State Tax Commission

Enclosure

cc: Alan H. Quinn, CPA 1185 East 9th Street Brooklyn, NY 11230

Department of Taxation & Finance Law Bureau

STATE OF NEW YORK STATE TAX COMMISSION

In the Matter of the Petition of

ARNOLD & BARBARA ROTHSTEIN

For Redetermination of a Deficiency of Unincorporated Business Tax pursuant to Article 23 of the Tax Law for the year 1973

SHORT FORM ORDER

Petitioners' Motion for a Default Decision upon the grounds that the Law Bureau failed to file an answer within 60 days pursuant to Section 601.6(a) of the Rules of Practice is denied in view of the fact that petitioners' position in this matter has not been adversely affected by the short delay in service of an answer by the Law Bureau.

DATED:

OCT. 5 1979

STATE TAX COMMISSION

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