

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :
of
Theodore Tobias :

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 Years 1968 - 1970. :

AFFIDAVIT OF MAILING

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 2nd day of November, 1979, he served the within notice of Default by certified mail upon Theodore Tobias, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Theodore Tobias
1340 Hartley Circle
Deltona, FL

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
2nd day of November, 1979.

Joanne Krapp

J. Charles Long

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :
of

Theodore Tobias :

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 Years 1968 - 1970. :

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 2nd day of November, 1979, he served the within notice of Default by certified mail upon Seymour Greenbaum 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. Seymour Greenbaum
Greenbaum & Gillman, CPA's
66 North Broadway
Hicksville, NY 11801

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
2nd day of November, 1979.

Joanne Knapp

J. Vredenburg

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

JOHN J. SOLLECITO
DIRECTOR

Telephone: (518) 457-1723

November 2, 1979

Theodore Tobias
1340 Hartley Circle
Deltona, FL

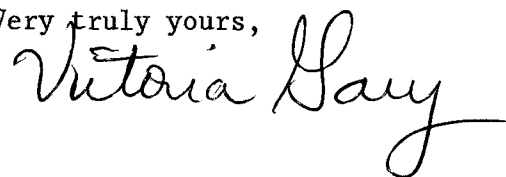
Dear Mr. Tobias:

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 this 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 may be addressed to the Deputy Commissioner and Counsel to the New York State Department of Taxation and Finance, Albany, New York 12227. Said inquiries will be referred to the proper authority for reply.

Very truly yours,



cc: Petitioner's Representative
Seymour Greenbaum
Greenbaum & Gillman, CPA's
66 North Broadway
Hicksville, NY 11801
Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :
of :
Theodore Tobias : DEFAULT ORDER
:
for Redetermination of Deficiency or for Refund of :
Unincorporated Business Tax under Article 23 of :
the Tax Law for the Years 1968 - 1970. :

Petitioner Theodore Tobias, 1340 Hartley Circle, Deltona, FL filed a petition for redetermination of deficiency or for refund of Unincorporated Business Tax under Article 23 of the Tax Law for the Years 1968 - 1970. File No. 13440.

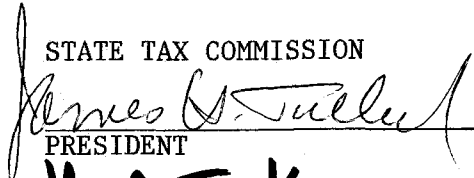
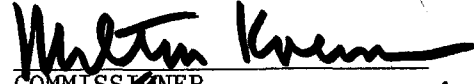
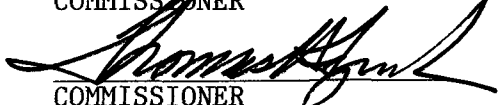
A small claims hearing on the petition was scheduled before Allen Caplowaith, at the offices of the State Tax Commission, Two World Trade Center, Room 65-51, New York, New York 10047 on Monday, August 20, 1979 at 1:15 p.m.. Notice of said small claims hearing was given to petitioner and petitioner's representative, Seymour Greenbaum. Petitioner 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 Theodore Tobias be and the same is hereby denied.

DATED: Albany, New York

NOV 2 1979

STATE TAX COMMISSION

PRESIDENT

COMMISSIONER

COMMISSIONER