## STATE OF NEW YORK STATE TAX COMMISSION ALBANY, NEW YORK 12227

## MICHAEL ALEXANDER SECRETARY Telephone: (518) 457-6162

April 9, 1982

David & Brenda Gordon 185 West End Ave. #255 New York, NY 10023

Dear Mr. & Mrs. Gordon:

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

Please take further notice that pursuant to Section(s) 722 & 690 of the Tax Law, any proceeding in court to review this decision must be commenced within 4 months from the date of this notice.

Inquires concerning the computation of tax due or refund allowed in accordance with this decision may be addressed to the undersigned.

Very truly yours,

MICHAEL ALEXANDER SECRETARY TO THE STATE TAX COMMISSION

cc: Petitioner's Representative
Mervin J. Pelton
450 Seventh Ave.
New York, NY 10001
Taxing Bureau's Representative

## STATE OF NEW YORK STATE TAX COMMISSION

In the Matter of the Petition		
of	•	
Davíd & Brenda Gordon	:	DEFAULT ORDER
	:	82-P-7
for Revision or for Refund of Unincorporated	:	
Business Tax under Article(s) 23 of the Tax Law	:	
for the Year 1974.	:	

Petitioner(s) David & Brenda Gordon, filed a petition for revision or for refund of Unincorporated Business Tax under Article(s) 23 of the Tax Law for the Year 1974. File No. 28398

Under Section 601.5 of the State Tax Commission Rules of Practice and Procedure, a notice was served on the petitioner(s) to file a perfected petition. Notice to file the perfected petition was sent to the petitioner(s) last known address. Petitioner(s) failed to file a perfected petition. A default has been duly noted.

Now on motion of the Secretary to the State Tax Commission, it is ORDERED that the petition of David & Brenda Gordon, be and the same is hereby denied.

> DEFAULT ORDER ADOPTED BY THE STATE TAX COMMISSION ALBANY, NEW YORK APRIL 9, 1982

May 4, 1982

Mr. David Gordon Apartment 25-S 185 West End Avenue New York, NY 10023

RE: Default Order 82-P-7

Dear Mr. Gordon:

This is to acknowledge receipt of your letter of April 14, 1982.

Your motion to vacate the default order issued April 9, 1982 for failure to file a perfected petition is granted upon condition that you file a perfected petition within 45 days from the date of this letter.

Perfected petition forms are enclosed for your convenience.

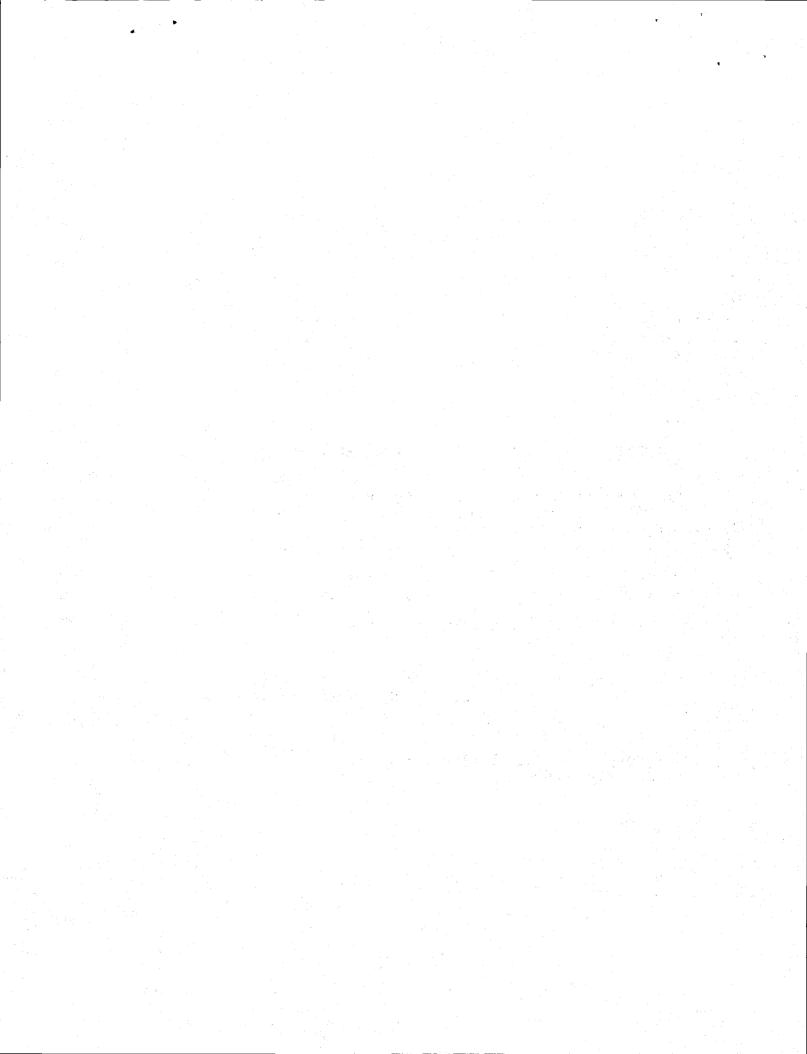
Sincerely,

MICHAEL ALEXANDER Secretary to the State Tax Commission

MA:mac

Enc.

cc: Aloysius Nendza, Assistant Director Tax Appeals Bureau





19\_82 Anril 23

To \_\_\_\_\_ Michael Alexander

Re: Default Order 82-P-7

For attention by you as Secretary or TAB. No Law Bureau file on this matter.



From Max Kuperman Director Law Bureau

M-75.1

Department of TAXATION and FINANCE	April 22	19 <sup>{</sup>	32
JoAnn			

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do not have the ive file Perhaps M. alexande chould get this littler. From Max Kuperman Director M-75.1 Law Bureau

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Apartment 25-5<sup>2</sup> . 185 West End Avenue New York, N.Y. 10023 April 14, 1982

Mr. Michael Alexander State Tax Commission State of New York Albany, New York 12227 APR 2 2 1982 LAW BUREAU Re: Default Order 82-P-7

Dear Mr. Alexander:

I have just received your certified letter dated April 9th along with a default order.

I am completely at a loss to understand this action since I  $\frac{never \ received}{notice}$  any previous notice from any one to file any notice .

At my last hearing at the World Trade Center, I was advised that I would be notified as to a hearing date since I disputed the findings of the Tax Arbiter. In the interim I have been able to obtain proof and documentation that I did not work at all from December 1974 through April of 1975 due to being hospitalized.

Since such a long period of time elapsed from the original Tax Return filing to the hearing...it compleyely skipped my mind.

Not being proficient in the process of tax courts etc. can you pleae advise me what I must do to finalize this assinine situation.

Please make sure that your reply indicates my <u>apartment number</u> since there are three other D. Gordons in my <u>apartment building</u>.

Thank you for your assistance , and a prompt reply.

Singerely,

cc M.J. Pelton