

STATE OF NEW YORK

DIVISION OF TAX APPEALS

_____	:	
In the Matter of the Petition	:	
	:	
of	:	DETERMINATION
	:	DISMISSING PETITION
MORTON LEVINE	:	
	:	DTA NO. 831622
for Redetermination of a Deficiency or for Refund	:	
of New York State and New York City Personal	:	
Income Taxes under Article 22 of the Tax Law and	:	
the Administrative Code of the City of New York	:	
for the Years 2017 and 2018.	:	
_____	:	

Pursuant to 20 NYCRR 3000.3 (a), all proceedings in the Division of Tax Appeals must be commenced by the filing of a petition. Pursuant to 20 NYCRR 3000.3 (b), the form of the petition sets forth the required information that must be included in the petition. Petitioner is required to provide a copy of the statutory notice being protested (*see* 20 NYCRR 3000.3 [b] [8]).

On April 11, 2024, the Division of Tax Appeals made a written request to petitioner for a copy of the statutory notice. To date, the notice has not been provided.

Therefore, with no response received from petitioner, pursuant to 20 NYCRR 3000.3 (d) (2),

IT IS ORDERED, on the motion of the supervising administrative law judge, that the petition be, and is hereby, dismissed with prejudice as of this date.

DATED: Albany, New York

August 28, 2025

/s/ Donna M. Gardiner
Donna M. Gardiner
Supervising Administrative Law Judge