JOHN J. SOLLECITO
DIRECTOR

Telephone: (518) 457-1723

JAMES H. TULLY, JR., PRESIDENT FRANCIS R. KOENIG MARK FRIEDLANDER

September 4, 1981

Fabrikant Bros., Inc. 1200 Sixth Ave. New York, NY 10036

Gentlemen:

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

Please take further notice that pursuant to Section(s) 1090(a) 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 undersigned at the above address.

Very truly yours,

John 1. 11 oagef

cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK STATE TAX COMMISSION

In the Matter of the Petition

of

Fabrikant Bros., Inc.

DEFAULT ORDER

81-C-27

for Redetermination of Deficiency or for Refund of :

Corporation Franchise Tax under Article 9-A

of the Tax Law for the Year 1966.

Petitioner(s) Fabrikant Bros., Inc., filed a petition for redetermination of deficiency or for refund of Corporation Franchise Tax under Article 9-A of the Tax Law for the Year 1966. File No. 24197.

A pre-hearing conference on the petition was scheduled before Earl Womer, at the offices of the State Tax Commission, Two World Trade Center, Rm. 65-51, New York, New York 10047 on Tuesday, June 23, 1981 at 1:15 p.m. Notice of said pre-hearing conference was given to petitioner(s). Petitioner(s) did not appear at the pre-hearing conference. 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 Fabrikant Bros., Inc., be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
September 4, 1981

Fabrikant Bros., 1200 Sixth Aye. New York, NY 100 State Tax Commission TAX APPEALS BUREAU STATE CAMPUS ALBANY, N. Y. 12227 STATE OF NEW YORK

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STATE OF NEW YORK STATE TAX COMMISSION AFFIDAVIT OF MAILING

State of New York
County of Albany

Jay Vredenberg, 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 6th day of November 1981, he served the within Default Orders by certified mail upon the petitioners and their representatives, if any, named on the attached schedules in their respective proceedings, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as shown on the attached schedules and by depositing same in a post office or official depository under the exclusive care and custody of the United States Postal Service within New York State.

The deponent further says that the said addresses set forth on the envelopes are the last known addresses of the petitioners and representatives, if any.

Sworn to before me this
6th day of November, 1981

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Page 1 of 3

New York State
Department of
TAXATION
and FINANCE

Tax Appeals Bureau

Date ________

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