

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of  
JOHN J. TOMICH

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :  
a Revision of a Determination or a Refund :  
of **Personal Income** :  
Taxes under Article ~~(3)~~ 22 of the :  
Tax Law for the Year ~~(1963)~~ ~~Period~~ :  
1964

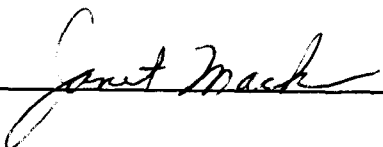
State of New York  
County of Albany

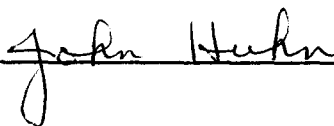
John Huhn , being duly sworn, deposes and says that  
she is an employee of the Department of Taxation and Finance, over 18 years of  
age, and that on the 24 day of October , 1977, she served the within  
Notice of Default Order by (certified) mail upon John J. Tomich  
(~~representative of~~) the petitioner in the within proceeding,  
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed  
as follows: John J. Tomich  
595 Scranton Avenue  
Lynbrook, New York 11563  
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

24 day of October , 1977

  
\_\_\_\_\_

  
\_\_\_\_\_



STATE OF NEW YORK  
STATE TAX COMMISSION  
TAX APPEALS BUREAU  
ALBANY, NEW YORK 12227

October 24, 1977

ADDRESS YOUR REPLY TO

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

TELEPHONE: (518) 457-1723

**John J. Tomich,  
595 Scranton Avenue  
Lynbrook, New York 11563**

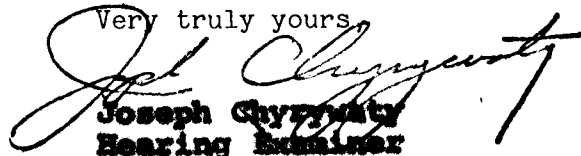
**Dear Mr. Tomich:**

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

Please take further notice that pursuant to  
Section ~~(s)~~ **690** of the Tax Law, any  
proceeding in court to review an adverse deci-  
sion 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 or concerning any other matter relative  
hereto may be addressed to the undersigned. They  
will be referred to the proper party for reply.

Very truly yours,

  
**Joseph Chynoweth  
Hearing Examiner**

Enc.

cc: ~~XXXXXXXXXXXXXXXXXXXX~~

Taxing Bureau's Representative:

TA-19 (7/77)

STATE OF NEW YORK  
STATE TAX COMMISSION

In the Matter of the Petition

of

JOHN J. TOMICH

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of  
Personal Income  
Taxes under Article (x) 22 of the Tax Law for the  
Year (s) 1964.

Petitioner (x), John J. Tomich, 595 Scranton Avenue, Lynbrook,  
New York 11563, filed a petition for redetermination of deficiency  
or for refund of personal income taxes under Article (s)  
22 of the Tax Law for the year (x) 1964 . File No. (x) 01396

A small claims hearing on the petition was scheduled before  
Philip Mercurio, Hearing Officer , at the offices of the State  
Tax Commission, Two World Trade Center, New York, New York,  
on August 31, 1977 at 1:15 P.M. . Notice of said small claims  
hearing was given to petitioner (x) and petitioner (x) representative,  
. Petitioner (s) and petitioner (x) representative did  
not appear at the small claims hearing . A default has been duly noted.

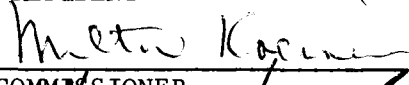
Now on motion of the attorney for the Department of Taxation and Finance,  
it is

ORDERED that the petition of JOHN J. TOMICH  
be and the same is hereby denied.

DATED: Albany, New York  
October 24, 1977

STATE TAX COMMISSION

  
PRESIDENT

  
COMMISSIONER

  
COMMISSIONER