

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

PHIL KAPLAN

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Personal Income :
Taxes under Article (s) 22 of the :
Tax Law for the Year (s) or Period(s) 1972 :
~~xxxxxxxxxxxx~~

State of New York
County of Albany

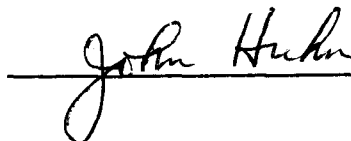
John Huhn, being duly sworn, deposes and says that
he is an employee of the Department of Taxation and Finance, over 18 years of
age, and that on the 13th day of December, 1978, he served the within
Default Order by (certified) mail upon Phil Kaplan
~~xxxxxx (representative of) xxxxxx~~ the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Phil Kaplan
146-08 28th Avenue
Flushing, New York 11354
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 ~~xxxxxx (representative of) xxxxxx~~
~~xxxxxx~~ petitioner herein and that the address set forth on said wrapper is the
last known address of the ~~xxxxxx (representative of) xxxxxx~~ petitioner.

Sworn to before me this

13th day of December, 1978





STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
PHIL KAPLAN

AFFIDAVIT OF MAILING

For a Redetermination of a Deficiency or :
a Revision of a Determination or a Refund :
of Personal Income :
Taxes under Article (a) 22 of the :
Tax Law for the Year (s) ~~or Period(s)~~ 1972 :

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 day of , 19 , She served the within
Default Order by (certified) mail upon Meyer Benevra
(representative of) the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Meyer Benevra
430 Park Avenue
New York, NY 10022

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

13th day of December , 19 78







STATE OF NEW YORK
DEPARTMENT OF
TAXATION AND FINANCE
ALBANY, NEW YORK 12227

BERTHLYNN J. DAVIS

SECRETARY TO THE
STATE TAX COMMISSION

December 13, 1978

Phil Kaplan
146-08 28th Avenue
Flushing, New York 11354

Dear Mr. Kaplan:

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 decision must be commenced within four 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,

BERTHLYNN J. DAVIS
SECRETARY TO THE STATE TAX COMMISSION

Enc.

cc: Petitioner's Representative:
Meyer Benevra
430 Park Avenue, New York, NY 10022
Taxing Bureau's Representative:

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

PHIL KAPLAN

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of
Personal Income Taxes under Article (s) 22 of the
Tax Law for the year 1972

Petitioner(s) Phil Kaplan, 146-08 28th Avenue, Flushing, New York 11354

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 1972 . File No. 13706 .

Under Section 601.5 of the State Tax Commission Rules of Practice and
Procedure, the ~~taxpayer~~ taxpayer's representative was served notice to file a
perfected petition. The ~~taxpayer~~ taxpayer's representative failed to file a
perfected petition. Notice to file a perfected petition was sent to the ~~taxpayer~~
taxpayer's representative's last known address.

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

ORDERED that the petition of Phil Kaplan
be and the same is hereby denied.

DATED: Albany, New York
December 13, 1978

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER