

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

ROBERT W. and JANET GERBER

AFFIDAVIT OF MAILING

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

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 27th day of July, 1978, He served the within

Notice of Default Order by (certified) mail upon Robert W. & Janet Gerber

~~XXXXXXXXXXXXXXXXXXXX~~ the petitioner in the within proceeding,
by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed
as follows: Robert W. & Janet Gerber
16 North Pasture
Westport, Connecticut

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 ~~XXXXXXXXXXXXXXXXXXXX~~
~~XXXXXX~~ petitioner herein and that the address set forth on said wrapper is the
last known address of the ~~XXXXXXXXXXXXXXXXXXXX~~ petitioner.

Sworn to before me this

27th day of July, 1978

John Huhn

John Huhn



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

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

July 27, 1978

ADDRESS YOUR REPLY TO

Conference Unit

TELEPHONE: (518) 457-1723

**Robert W. & Janet Gerber
16 North Pasture
Westport, Connecticut**

Dear Mr. & Mrs. Gerber:

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

Please take further notice that pursuant to
Section ~~(a)~~ **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,

**JOHN F. KOAGEL
SUPERVISOR OF TAX CONFERENCES**

Enc.

~~Enclosed for the Taxpayer's Representative~~

Taxing Bureau's Representative:

TA-19 (7/77)

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition
of
ROBERT W. and JANET GERBER
for Redetermination of Deficiency or for Refund of
Personal Income
Taxes under Article(§) 22 of the Tax Law for the
Year(§) 1972

DEFAULT ORDER

Petitioner(s) Robert W. and Janet Gerber, 16 North Pasture, Westport, Connecticut
filed a petition for redetermination of deficiency
or for refund of Personal Income taxes under Article(§)
22 of the Tax Law for the year(§) 1972 . File No.(§) 16050

A Pre-Hearing Conference on the petition was scheduled before
Allen Caplowaith, Conferee , at the offices of the State
Tax Commission, Dept. of Tax & Finance, Tax Appeals Bureau, Two World Trade Center,
Room 65-51, New York, New York
on September 28, 1977 at 10:30 A.M. . Notice of said Pre-Hearing
Conference was given to petitioner(s) and ~~petitioner(s) representative,~~

. Petitioner(s) ~~or petitioner(s) representative~~ 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 Robert W. and Janet Gerber
be and the same is hereby denied.

DATED: Albany, New York
July 27, 1978

STATE TAX COMMISSION

James W. Sully
PRESIDENT

Milton K. K...
COMMISSIONER

Samuel H. ...
COMMISSIONER