In the Matter of the Petition

of

BARRY D. & CAROL A. EDWARDS

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 (x) xxxx Personal 1970 :

State of New York County of Albany

/John/Multin Jay Vredenburg

, being duly sworn, deposes and says that

whe is an employee of the Department of Taxation and Finance, over 18 years of age, and that on the 8th day of August , 1979, whe served the within

Default Order

by (certified) mail upon

Seymour Reitknecht, Esq.

(representative of) the petitioner in the within proceeding,

by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed

as follows:

Seymour Reitknecht, Esq. 575 Madison 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

8th day of August

1979.

TA-3 (2/76)

In the Matter of the Petition

of

BARRY D. & CAROL A. EDWARDS

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)

State of New York County of Albany

John Hill Jay Vredenburg

, being duly sworn, deposes and says that

whe is an employee of the Department of Taxation and Finance, over 18 years of
age, and that on the 8th day of August , 19 79, whe served the within

Default Order by (certified) mail upon Barry D. & Carol

as follows:

Barry D. & Carol A. Edwards 41-24 160th Street Flushing, NY

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.

Sworn to before me this

8th day of August

, 1979.

TA-3 (2/76)



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

BERTHLYNN J. DAVIS SECRETARY TO THE STATE TAX COMMISSION

August 8, 1979

Barry D. & Carol A. Edwards 41-24 160th Street Flushing, NY

Dear Mr. & Mrs. Edwards:

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.

Mico, Child

Very truly yours,

BERTHLYNN J. DAVIS SECRETARY TO THE STATE TAX COMMISSION

Enc.

cc: Petitioner's Representative:

Seymour Reitknecht, Esq.

575 Madison Ave., New York, NY 10022

Taxing Bureau's Representative:

In the Matter of the Petition

of

BARRY D. & CAROL A. EDWARDS

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of

Personal Income Taxes under Article(s) 22 of the:

Tax Law for the year 1970

Petitioner(s) Barry D. & Carol A. Edwards, 41-24 160th Street, Flushing, NY 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 1970 . File No. 18695 .

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. Theotoxpayer* - 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 be and the same is hereby denied.

DATED: Albany, New York
August 8, 1979

Barry D. & Carol A. Edwards

STATE TAX COMMISSION

PRESIDENT

COMMISSIONER