

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of
HENRY OVERBY and MARIA OVERBY

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) ~~XXXXXX~~
1973.

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 23rd day of February, 1979, He served the within

Notice of Default Order by ~~certified~~ mail upon Henry Overby and

Maria Overby ~~representative of~~ the petitioner in the within proceeding,

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

as follows: Henry Overby and Maria Overby
Waldburgstrasse 159
7 Stuttgart-Vaihingen, West Germany

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

Sworn to before me this

23rd day of February, 1979.

Marilyn J. Papineau

John Huhn

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

HENRY OVERBY and MARIA OVERBY

for Redetermination of Deficiency or for Refund of
Personal Income
Taxes under Article(s) 22 of the Tax Law for the
Year(s) 1973.

DEFAULT ORDER

Petitioner(s) Henry Overby and Maria Overby, Waldburgstrasse 159,

7 Stuttgart-Vaihingen,

W. Germany

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(s) 1973

. File No. (s) 12295

A small claims hearing on the petition was scheduled before

Carl P. Wright, Hearing Officer

, at the offices of the State

Tax Commission, Tax Appeals Bureau, State Campus, Bldg. 9, Rm. 107, Albany, NY

on Tuesday, Oct. 24, 1978 at 2:00 P.M. . Notice of said small claims

hearing was given to petitioner(s) and ~~representative(s)~~

. Petitioner(s) ~~and representative(s)~~ 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 Henry Overby and Maria Overby

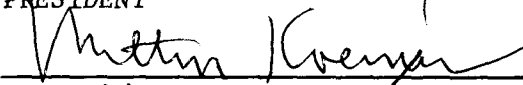
be and the same is hereby denied.

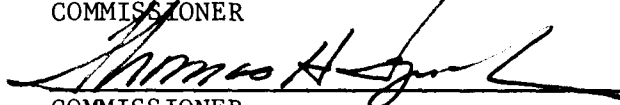
DATED: Albany, New York

February 23, 1979

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER