

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition :

of

Estate of Lillian Rubenstein :

AFFIDAVIT OF MAILING

for Redetermination of a Deficiency or a Revision :

of a Determination or a Refund of

Personal Income Tax :

under Article 22 of the Tax Law

for the Years 1972 - 1974. :

State of New York

County of Albany

Jay Vredenburg, 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 21st day of September, 1979, he served the within notice of Default by certified mail upon Estate of Lillian Rubenstein, the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Estate of Lillian Rubenstein
c/o Meyer Schwadel, Executor
No. Miami Beach, FL

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

Sworn to before me this

21st day of September, 1979.

Jay Vredenburg
Notary Public

STATE OF NEW YORK
STATE TAX COMMISSION

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Personal Income Tax :

under Article 22 of the Tax Law

for the Years 1972 - 1974. :

State of New York

County of Albany

Jay Vredenburg, 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 21st day of September, 1979, he served the within notice of Default by certified mail upon Michael H. Blatteis the representative of the petitioner in the within proceeding, by enclosing a true copy thereof in a securely sealed postpaid wrapper addressed as follows:

Mr. Michael H. Blatteis
Lepatin, Lewis, Green, Kitzes, P.C.
475 Fifth Ave.
New York, NY 10017

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

21st day of September, 1979.

Jay J. Vredenburg
Victoria Gary

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

JOHN J. SOLLECITO
DIRECTOR

Telephone: (518) 457-1723

September 21, 1979

Estate of Lillian Rubenstein
c/o Meyer Schwadel, Executor
19390 Collins Ave.
No. Miami Beach, FL

Dear Mr. Schwadel:

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 this decision 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 may be addressed to the Deputy Commissioner and Counsel to the New York State Department of Taxation and Finance, Albany, New York 12227. Said inquiries will be referred to the proper authority for reply.

Very truly yours,
Victoria Bay

cc: Petitioner's Representative
Michael H. Blatteis
Lepatin, Lewis, Green, Kitzes, P.C.
475 Fifth Ave.
New York, NY 10017
Taxing Bureau's Representative

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition
of
LILLIAN RUBENSTEIN (Dec'd)
c/o Meyer Schwadel, Executor
for Redetermination of Deficiency or for Refund of
Personal Income
Taxes under Article(s) 22 of the Tax Law for the
Year(s) 1972, 1973 and 1974

DEFAULT ORDER

Petitioner(s) Lillian Rubenstein (Dec'd), c/o Meyer Schwadel, Executor,
19390 Collins Avenue, North Miami Beach, Florida
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) 1972, 1973 & 1974. File No.(s) 23982

A pre-hearing conference on the petition was scheduled before
John Juva, Conferee, at the offices of the State
Tax Commission, Tax Appeals Bureau, Two World Trade Center, New York, New York
on June 26, 1979 at 2:45 P.M. Notice of said pre-hearing
conference was given to petitioner(s) and petitioner(s) representative, Michael
Blatteis, Esq. 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

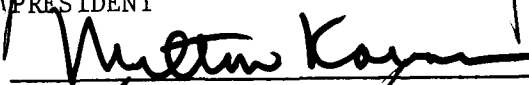
ORDERED that the petition of LILLIAN RUBENSTEIN (Dec'd)
c/o Meyer Schwadel, Executor
be and the same is hereby denied.

DATED: Albany, New York

SEP 21 1979

STATE TAX COMMISSION


PRESIDENT


COMMISSIONER


COMMISSIONER