

STATE OF NEW YORK
STATE TAX COMMISSION

In the Matter of the Petition

of

LINTON E. SIMERL & MARTHA R. SIMERL

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 ~~(x)~~ or Period ~~(x)~~ 1970.:

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 31st day of January, 1979, he served the within

Notice of Default Order by (certified) mail upon Linton E. & Martha R. Simerl

~~(representative of)~~ the petitioner in the within proceeding,

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

as follows: Linton E. & Martha R. Simerl
15 Richmond Hill Rd.
Greenwich, Connecticut 06830

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~~
~~XXXXXX~~ 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

31st day of January, 1979.

Marilyn J. Papineau

John Huhn



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

ADDRESS YOUR REPLY TO

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

TELEPHONE: (518) 457-1723

January 31, 1979

Linton E. & Martha R. Simerl
15 Richmond Hill Rd.
Greenwich, Connecticut 06830

Dear Mr. & Mrs. Simerl:

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

Please take further notice that pursuant to
Section ~~xx~~ **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,

Enc.

JOSEPH CHYRYWATY
HEARING EXAMINER

~~xxxxx Petitioner's Representative~~

Taxing Bureau's Representative:

of

DEFAULT ORDER

for Redetermination of Deficiency or for Refund of
Personal Income
Taxes under Article ~~(x)~~ 22 of the Tax Law for the
Year ~~(x)~~ 1970.

Petitioner(s) Linton E. Simerl & Martha R. Simerl, 15 Richmond Hill Rd.,
Greenwich, Connecticut 06830 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(x) 1970 . File No.(x) 13732

A small claims hearing on the petition was scheduled before Harry Huebsch, Hearing Officer, at the offices of the State Tax Commission, Two-World Trade Center, 65th Floor, Room 65-51, New York, NY on Friday, September 22, 1978 at 10:45 A.M. . Notice of said small claims hearing was given to petitioner(s) ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

. Petitioner(s) ~~XX XXXXX XXXX(XS) XXXX XXXX XXX XXX~~
 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 Linton E. Simerl & Martha R. Simerl be and the same is hereby denied.

DATED: Albany, New York
January 31, 1979

STATE TAX COMMISSION

PRESIDENT

COMMIS. LONER

COMMISSIONER