

# CLAIMS RESOLUTION TRIBUNAL

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In re Holocaust Victim Assets Litigation  
Case No. CV96-4849

## **Certified Award**

to Claimant [REDACTED]  
represented by Thomas Schick

## **in re Account of Francis Schick**

Claim Number: 217948/MI

Award Amount: 12,222.50 Swiss Francs

This Certified Award is based upon the claim of [REDACTED] (the “Claimant”) to the published account of Egon Schick.<sup>1</sup> This award is to the unpublished account of Francis Schick (the “Account Owner”) at the [REDACTED] (the “Bank”).

All awards are published, but where a claimant has requested confidentiality, as in this case, the names of the claimant, any relatives of the claimant other than the account owner, and the bank have been redacted.

## **Information Provided by the Claimant**

The Claimant submitted a Claim Form identifying the Account Owner as her late husband, Frank (formerly Franz) Schick, who was born on 4 February 1918 in Austria, whom she married in December 1938 in Paris, France. The Claimant indicated that her husband’s father sent him abroad and out of Vienna, Austria, following the incorporation of Austria into the Reich in March 1938 (the “*Anschluss*”). The Claimant further indicated that her husband’s father remained in Vienna following the *Anschluss*, and he suffered a nervous breakdown, was hospitalized, and eventually committed suicide on 12 June 1938, rather than face Nazi persecution. In a telephone conversation with the CRT on 27 April 2004, the Claimant indicated that her husband, who was Jewish, eventually emigrated to the United States, along with his mother and the Claimant, and that her husband served in the American military from 1943 until 1945. According to information provided by the Claimant, her husband’s mother died on 17 December 1973 in Milwaukee, Wisconsin, and the Claimant’s husband, who was an only child, died on 7 February 1992 in Palm Springs, California.

The Claimant submitted copies of documents in support of her claim, including: (1) her husband’s death certificate, dated 16 March 1992 and indicating that Frank Schick was born on 4

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<sup>1</sup> In a separate decision, the CRT awarded the account of Egon Schick to the Claimant. See *In re Account of Egon Schick* (approved on 8 June 2004).

February 1918 in Austria, and that his parents were [REDACTED] and [REDACTED], and that he was survived by his wife, [REDACTED]; and (2) letters of administration from the State of Maryland, dated 26 February 1992 and granting appointment to [REDACTED] as personal representative of Frank Schick's estate, effective 24 February 1992.

The Claimant indicated that she was born on 30 May 1919 in Vienna.

### **Information Available in the Bank's Record**

The Bank's record consists of an excerpt from a list of account owners that was prepared by the auditors who carried out the investigation of this bank to identify accounts of Victims of Nazi Persecution pursuant to instructions of the Independent Committee of Eminent Persons ("ICEP" or the "ICEP Investigation"). According to this record, the Account Owner was Francis Schick. This record does not indicate the Account Owner's domicile. The auditor's report indicates that the Account Owner held a savings/passbook account, numbered 1732. The auditors indicated that the amount in the account as of 1999 was 52.80 Swiss Francs ("SF"). The account remains open and dormant.

### **The CRT's Analysis**

#### Identification of the Account Owner

The Claimant's husband's name matches the unpublished name of the Account Owner. The CRT notes that the Claimant's husband first name was Franz, and that the Account Owner's first name was Francis. The CRT notes, however, that Francis is the French equivalent of the German name Franz, and that the account was opened in a bank in the French-speaking part of Switzerland. The CRT further notes that the auditor's report does not contain any specific information about the Account Owner other than his name.

In support of her claim, the Claimant submitted copies of documents, including her husband's death certificate, and letters of administration from the State of Maryland, providing independent verification that the person who is claimed to be the Account Owner had the same name recorded in the auditor's report as the name of the Account Owner.

The CRT notes that there are no other claims to this account. Taking all of these factors into account, the CRT concludes that the Claimant has plausibly identified the Account Owner.

#### Status of the Account Owner as a Victim of Nazi Persecution

The Claimant has made a plausible showing that the Account Owner was a Victim of Nazi Persecution. The Claimant stated that the Account Owner was Jewish, and that he fled Nazi-controlled Austria shortly after the *Anschluss*. The Claimant further stated that her husband's father committed suicide on 12 June 1938, rather than face Nazi persecution.

### The Claimant's Relationship to the Account Owner

The Claimant has plausibly demonstrated that she is related to the Account Owner by submitting specific information and documents, demonstrating that the Account Owner was the Claimant's husband. These documents include her husband's death certificate, indicating that Frank Schick was survived by his wife, [REDACTED]; and letters of administration from the State of Maryland, appointing [REDACTED] as personal representative of Frank Schick's estate. There is no information to indicate that the Account Owner has other surviving heirs.

### The Issue of Who Received the Proceeds

The auditor's report indicates that the account remains open and dormant.

### Basis for the Award

The CRT has determined that an Award may be made in favor of the Claimant. First, the claim is admissible in accordance with the criteria contained in Article 18 of the Rules Governing the Claims Resolution Process (the "Rules"). Second, the Claimant has plausibly demonstrated that the Account Owner was her husband, and that relationship justifies an Award. Third, the CRT has determined that neither the Account Owner nor his heirs received the proceeds of the claimed account.

### Amount of the Award

In this case, the Account Owner held one savings/passbook account. The auditor's report indicates that the value of the savings/passbook account as of 1999 was SF 52.80. In accordance with Article 31(1) of the Rules, this amount is increased by an adjustment of SF 925.00, which reflects standardized bank fees charged to the savings/passbook account between 1945 and 1999. Consequently, the adjusted balance of the account at issue is SF 977.80. The current value of the amount of the award is determined by multiplying the adjusted balance by a factor of 12.5, in accordance with Article 31(1) of the Rules, to produce a total award amount of SF 12,222.50.

### **Scope of the Award**

The Claimant should be aware that, pursuant to Article 20 of the Rules, the CRT will carry out further research on her claim to determine whether there are additional Swiss bank accounts to which she might be entitled, including research of the Total Accounts Database (consisting of records of 4.1 million Swiss bank accounts which existed between 1933 and 1945).

**Certification of the Award**

The CRT certifies this Award for approval by the Court and payment by the Special Masters.

Claims Resolution Tribunal  
23 April 2007