

CLAIMS RESOLUTION TRIBUNAL

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

Certified Award

to Claimant [REDACTED]

in re Accounts of A. van den Berg and Mrs. Arnold van den Berg-Woog

Claim Number: 224381/JT

Award Amount: 1,812.00 Swiss Francs

This Certified Award is based upon the claim of [REDACTED] (the “Claimant”) to the account of Mrs. Arnold van den Berg- Woog. This Award is to the accounts of A. van den Berg and Mrs. Arnold van den Berg- Woog (together, the “Account Owners”) at the Geneva branch of 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 Owners as his maternal uncle and his wife, Arnold van den Berg and Marguerite van den Berg, née Woog. The Claimant indicated that his aunt was born in Versoix, Switzerland, near Geneva. The couple did not have any children. The Claimant stated that his aunt and uncle, who were Jewish, lived in Brussels, Belgium, at Boulevard de Dixmude. According to the Claimant, when the Germans invaded Belgium in May 1940, his aunt and uncle fled to Portugal and then immigrated to the United States later that year. The Claimant indicated that his aunt died of cancer in New York in 1945, and that his uncle died in Brussels on 29 April 1965. In support of his claim, the Claimant submitted various documents, including his own birth certificate and his uncle’s death certificate, which also contains the name of the Claimant’s aunt. The Claimant stated that he was born on 24 December 1924 in Amersfoort, Holland.

Information Available in the Bank Records

The bank records consist of a registry card, an extract from a suspense account ledger, and printouts from the Bank’s electronic database. According to these records the Account Owners each held one demand deposit account. The first account was owned by “Mme. Arnold van den Berg- Woog,” that is, Mrs. van den Berg, née Woog, the spouse of Arnold van den Berg. The

bank records indicate that the Account Owner resided at Boulevard de Dixmude 34, Brussels, Belgium. The bank records further indicate that the account was transferred to a suspense account on 27 November 1941, and that the amount in the account was 47.00 Swiss Francs as of the date of transfer. The account remains open and dormant.

The second demand deposit account was held by “A. van den Berg.” The bank records indicate that the account was transferred to a suspense account prior to 9 March 1935 and that the amount in the account on that date was 104.00 Swiss Francs. The account remains open and dormant.

The CRT’s Analysis

Identification of the Account Owner

The Claimant has plausibly identified the Account Owners. His aunt’s city of residence, marital and maiden names match the published city of residence, marital and maiden names of the Account Owner of the first account. The Claimant indicated that his aunt lived at boulevard de Dixmude, which matches unpublished information about that Account Owner contained in the bank records. Finally, the Claimant stated that his uncle’s name was Arnold van den Berg, which matches unpublished information contained in the bank records of the second account.

Status of the Account Owner as a Victim of Nazi Persecution

The Claimant has made a plausible showing that the Account Owners were Victims of Nazi Persecution. The Claimant stated that the Account Owners were Jewish and that they had to flee from Belgium to the United States when the Germans invaded the country.

The Claimant’s Relationship to the Account Owner

The Claimant has plausibly demonstrated that he is related to the Account Owners by submitting a detailed family tree indicating that he is the Account Owners’ nephew together with his uncle’s death certificate. There is no information to indicate that the Account Owners have any other surviving heirs.

The Issue of Who Received the Proceeds

The bank records indicate that the accounts were transferred to a suspense account and that they remain 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 23 of the Rules. Second, the Claimant has plausibly demonstrated that the Account Owners were his maternal uncle and aunt, and that relationship justifies an Award. Finally, the CRT has determined that neither the Account Owners nor their heirs received the proceeds of the claimed accounts.

Amount of the Award

The bank records indicate that the value of the first demand deposit account as of 27 November 1941 was 47.00 Swiss Francs. The value of the second demand deposit account as of 9 March 1935 was 104.00 Swiss Francs. The present value of the amount of the award is determined by multiplying these balances by a factor of 12, in accordance with Article 37(1) of the Rules. Consequently, the total award amount in this case is 1,812.00 Swiss Francs.

Scope of the Award

The Claimant should be aware that, pursuant to Article 25 of the Rules, the CRT will carry out further research on his claim to determine whether there are additional Swiss bank accounts to which he 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