

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant [REDACTED]  
represented by Elisheva Ansbacher

**in re Account of D. Abramowitz  
(Power of Attorney Holder Rosa Abramowitz)**

Claim Number: 219503/SB

This Certified Denial is based on the claim of [REDACTED] (the “Claimant”) to the published account of D. Abramowitz (the “Account Owner”), over which Rosa Abramowitz (the “Power of Attorney Holder”) held power of attorney, at the [REDACTED] (the “Bank”).

All denials 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 asserting that his uncle, David Abramowitz,<sup>1</sup> owned a Swiss bank account, over which the Claimant’s grandmother, Rosa Abramowitz, née Wechsler, held power of attorney. The Claimant stated that his uncle, who was Jewish, was born in 1912 in Libau, today Latvia, never married, and resided in Libau until his death in 1941. The Claimant indicated that members of his uncle’s family resided in Latvia during the Second World War and that his grandmother, Rosa Abramowitz, died in 2000 in Israel. The Claimant indicated that he was born on 6 October 1949 in Riga, today Latvia.

### **Information Available in the Bank’s Records**

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, David Abramowitz. The auditors who carried out the investigation to identify accounts of Victims of Nazi Persecution pursuant to instructions of the Independent Committee of Eminent Persons (“ICEP” or the “ICEP Investigation”) reported one account whose owner’s name

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<sup>1</sup> The CRT did not locate an account belonging to David Abramowitz in the Account History Database prepared pursuant to the investigation of the Independent Committee of Eminent Persons (“ICEP” or “ICEP Investigation”), which identified accounts probably or possibly belonging to Victims of Nazi Persecution, as defined in the Rules Governing the Claims Resolution Process, as amended (the “Rules”).

matches that provided by the Claimant. The account is identified below by its Account Identification Number, which is a number assigned to the account by the ICEP auditors for tracking purposes.

#### Account 5029329

The Bank's records indicate that the Account Owner was D. Abramowitz, who resided in Riga, Union of Soviet Socialist Republics (today Latvia) and that the Power of Attorney Holder was Rosa Abramowitz.

Pursuant to Article 6 of the Rules, the CRT requested the voluntary assistance of the Bank to obtain additional information about this account ("Voluntary Assistance"). The Bank provided the CRT with an additional document. This document indicates the Account Owner's street address, the name of his spouse, his professional title and occupation, his relationship to the Power of Attorney Holder, the Power of Attorney Holder's street address, city and country of residence, and the date on which the power of attorney was granted. Finally, the document contains the Account Owner's and the Power of Attorney Holder's signatures.

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

#### Admissibility of the Claim

The CRT has determined that the claim is admissible according to Article 18 of the Rules Governing the Claims Resolution Process, as amended (the "Rules").

#### Identification of the Account Owner

The CRT concludes that the Claimant has not identified the Account Owner or the Power of Attorney Holder as his relatives. Although the name of his uncle and grandmother matches the published names of the Account Owner and the Power of Attorney Holder, the information provided by the Claimant differs materially from the unpublished information about the Account Owner and Power of Attorney Holder available in the Bank's records. Specifically, the Claimant stated that his uncle was not married and that Rosa Abramowitz was his mother. In contrast, the Bank's records show that the Account Owner was married and that he had a different familial relationship with the Power of Attorney Holder. The CRT also notes that the Claimant stated that his uncle was born in 1914, and that the Account Owner's occupation, at the time of granting the power of attorney, was inconsistent with the Claimant's uncle's age. Consequently, the CRT is unable to conclude that the Account Owner, the Power of Attorney Holder and the Claimant's uncle and mother are the same people. Moreover, it should be noted that the CRT has awarded the account to other claimants, who plausibly identified the Account Owner as their relative. All decisions are published upon release on the CRT's website at [www.crt-ii.org](http://www.crt-ii.org).

### Right of Appeal

Pursuant to Article 30 of the Rules, the Claimant may appeal this Denial to the Court through the Special Masters within ninety (90) days of the date of the letter accompanying this decision. Appeals should be delivered to the following address: Office of Special Master Michael Bradfield, 51 Louisiana Ave., NW, Washington, DC 20001 USA.

The Claimant should send appeals in writing to the above address and should include all reasons for the appeal. If more than one account has been denied in this Certified Denial, the Claimant should identify the Account Identification Number, which forms the basis of the appeal. Appeals submitted without either a plausible suggestion of error or relevant new evidence may be summarily denied.

### **Scope of the Denial**

The Claimant should be aware that the CRT will carry out further research on his claim to determine whether an award may be made based upon the information provided by the Claimant or upon information from other sources.

### **Certification of the Denial**

The CRT certifies this Denial for approval by the Court.

Claims Resolution Tribunal  
12 May 2006