

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant [REDACTED]  
represented by [REDACTED] and [REDACTED]

## **in re Accounts of Jacques Bar**

Claim Numbers: 224023/AV; 300191/AV<sup>1,2</sup>

This Certified Denial is based on the claim of [REDACTED] (the “Claimant”) to the published account of Jacques Bar (the “Account Owner”) at [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 two Claim Forms, asserting that her maternal great-uncle, [REDACTED], who was born in 1885 in Plunge, Lithuania, owned a Swiss bank account. According to the Claimant, her great-uncle was a Lithuanian or Russian national. The Claimant stated that in 1912, her great-uncle, who was Jewish, moved to South Africa, where he owned diamond mines. According to the Claimant, her great-uncle returned from South Africa to Lithuania or Poland around 1930, and that he resided in Paris, France at some point after returning from South Africa. The Claimant further stated that her great-uncle perished in a concentration camp in 1942 or 1943. The Claimant indicated that she was born on 3 June 1927 in Livny, Russia.

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

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, [REDACTED]. 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 matches that

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<sup>1</sup> The Claimant submitted an additional claim, which is registered under the Claim Numbers 300123. The CRT will treat this claim in a separate determination.

<sup>2</sup> The Claimant submitted three Initial Questionnaires with the Court in 1999 and a Claim Form to the CRT. The CRT is treating the Initial Questionnaires and the Claim Form under the consolidated Claim Number 300191.

provided by the Claimant. Each 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 3019075

The Bank's records indicate that the Account Owner was Jacques Bar, who resided in Paris, France. The Bank's records also indicate the Account Owner's nationality and the names of three joint account owners. Furthermore, the Bank's records indicate the dates of opening of the accounts at issue.

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

#### Admissibility of the Claims

The CRT has determined that the claims are 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 as her relative. Although the name of her great-uncle matches the published name of the Account Owner, the information provided by the Claimant differs from the unpublished information about the Account Owner available in the Bank's records. Specifically, according to the Claimant, her relative was a Lithuanian or Russian national. In contrast, the Bank's records indicate that the Account Owner had a different nationality. Moreover, the CRT notes that the Claimant failed to identify the joint account owners, although it appears from the Bank's records that they were closely related to the Account Owner. In addition, the Claimant stated that her relative resided in South Africa until around 1930, when he returned to Europe. In contrast, the Bank's records show that the Account Owner resided in Paris, France several years before 1930. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's great-uncle are the same person.

#### 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 her 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  
23 January 2006