

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED 1]
also acting on behalf of [REDACTED 2]

in re Account of H. Braun

Claim Number: 222607/SB

This Certified Denial is based on the claim of [REDACTED 1] (the “Claimant”) to an account of Hermina (Hetty) Braun or Mor Braun. The CRT did not locate an account belonging to Hermina (Hetty) Braun or Mor Braun 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”). This Denial is to the published accounts of H. Braun (the “Account Owner”) 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 great-aunt, Hermina (Hetty) Braun, who was born on 3 February 1918 in Gát, Hungary, to [REDACTED] and [REDACTED], owned a Swiss bank account. The Claimant stated that the beneficial owner of the bank account could have been [REDACTED], Hermina Braun’s father. The Claimant stated that his great-aunt, who was Jewish and resided in Gát, was deported to Auschwitz, where she was murdered in 1944. The Claimant indicated that he was born on 30 November 1977 in Budapest, Hungary.

The Claimant submitted documents in support of his application, including his birth certificate.

Information Available in the Bank’s Records

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Hermina (Hetty) Braun. The auditors who carried out the ICEP Investigation reported two accounts whose owner’s name is substantially similar to that provided by the Claimant. Upon review of the bank documents, the CRT also located one additional account that was not reported

by the auditors. Each account is identified below by its Account Identification Number, which is a number assigned to the account for tracking purposes.

Account 1000674 and 1000674.1

The Bank's records indicate that the Account Owner was H. Braun, who resided in France. The Bank's records also indicate the Account Owner's city of residence. Furthermore, the Bank's records indicate the closing date for one of the accounts at issue.

The CRT's Analysis

Admissibility of the Claim

The CRT has determined that the claim is admissible according to Article 18 of the Rules.

Identification of the Account Owner

The CRT concludes that the Claimant has not identified the Account Owner as his relative. Although the name of his great-aunt is substantially similar to the published name of the Account Owner, the information provided by the Claimant differs from the published information about the Account Owner available in the Bank's records. Specifically, the Claimant stated that his great-aunt resided in Gát, Hungary. In contrast, the Bank's records show that the Account Owner resided in France, a country to which the Claimant did not establish any connection. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's great-aunt 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 the Special Master, c/o Claims Resolution Tribunal, P.O. Box 9564, 8036 Zurich, Switzerland.

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 that 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
30 September 2004