

# CLAIMS RESOLUTION TRIBUNAL

---

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

## **Certified Denial**

to Claimant Silviu Landman

## **in re Account of Friedrich Landmann**

Claim Number: 207864/AH

This Certified Denial is based on the claim of Silviu Landman (the “Claimant”) to the published account Friedrich Landmann (the “Account Owner”) at the [REDACTED] (the “Bank”).

All denials are published. Where a claimant has not requested confidentiality, as in this case, only the name of the bank has been redacted.

### **Information Provided by the Claimant**

The Claimant submitted a Claim Form asserting that his father, Friedrich Landmann (or Landman), owned a Swiss bank account. The Claimant stated that his father, who was born on 5 January 1902 in Kniaze, Galizia, Austro-Hungary (today in the Ukraine), was married to Therese Landman, née Goldman, on 9 January 1927 in Chernowitz, Romania (today the Ukraine), where the couple resided between 1925 and 1944. The Claimant further stated that his father was an accountant who had business contacts in Switzerland and Europe. The Claimant indicated that after Chernowitz was occupied by the Nazis, his father, who was Jewish, escaped to Bucharest, Romania, where he lived until 1964. The Claimant indicated that his father passed away in 1995 in Vienna, Austria. The Claimant indicated that he was born on 24 August 1938 in Chernowitz.

The Claimant submitted documents in support of his application, including the Claimant’s birth certificate and his father’s birth and death certificates, Austrian citizenship card and will.

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

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Friedrich Landmann (or Landman). 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 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 5033997

The Bank's records indicate that the Account Owner was Friedrich Landmann, who resided in Frankfurt am Main, Germany, and that the Power of Attorney Holder was *Frl.* (Miss.) Margarethe Landmann. The Bank's records also indicate the Account Owner's additional first and middle names, his year and place of birth, his date of death, his street address, and his wife's first and maiden names. Furthermore, the Bank's records indicate the names and addresses of persons who jointly held the account at issue, and who appear to be related to the Account Owner, and the city of residence of the Power of Attorney Holder and her relationship to the Account Owner. Finally, the Bank's records contain the Account Owners' 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 Account Owner as his relative. Although the name of his father matches the published name of the Account Owner, the information provided by the Claimant differs materially from the published and unpublished information about the Account Owner available in the Bank's records. Specifically, the Claimant stated that his father resided in Romania and Austria. In contrast, the Bank's records show that the Account Owner resided in Germany. In addition, the Claimant stated that his father was born in 1902 in Austro-Hungary, and died in 1995 in Austria. In contrast, the Bank's records show that the Account Owner's year and place of birth and his date of death were different. Furthermore, the Claimant stated that his father was married to Therese Landman, née Goldman. In contrast, the Bank's records show that the Account Owner's wife was a different person. The CRT also note that the Claimant did not identify the joint account owners of the account at issue, although they appear to be related to the Account Owner, nor did he recognize the Power of Attorney Holder. Finally, the Claimant also failed to indicate any of the Account Owner's additional first and middle names indicated in the Bank's records. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's father 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  
13 October 2004