

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

in re Account of Hugo Levy

Claim Number: 500978/SB¹

This Certified Denial is based on the claim of [REDACTED], née [REDACTED], (the “Claimant”) to the account of Hugo Levy (Lewy, Lewi). This Denial is to the published account of Hugo Levy (the “Account Owner”) at the [REDACTED] (the “Bank”).²

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 her maternal uncle, Hugo Levy, who was born on 29 September 1882 owned a Swiss bank account. The Claimant stated that her uncle, who was Jewish, resided in Berlin, Germany and later moved to France. The Claimant stated that her uncle was deported, on an unknown date, to the Auschwitz concentration camp, where he perished. The Claimant indicated that she was born on 11 March 1909 in Berlin, Germany.

The Claimant submitted documents in support of her claim, including a letter from Yad Vashem, dated 20 August 2002, regarding victims of Holocaust, which indicates that a person named “Hugo Lewi” resided in Berlin, Germany, and that a person named “Hugo Levy” is included in a list of names of persons deported from France.

Information Available in the Bank’s Records

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, Hugo Levy. 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”

¹ The Claimant submitted an additional claim, which is registered under the Claim Number 500971. The CRT will treat this claim in a separate determination.

² The CRT did not locate an account belonging to Hugo Lewy (Lewi) 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”).

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 2015686

The Bank’s records indicate that the Account Owner was Hugo Levy, who resided in Frankfurt am Main, Germany. The Bank’s records also indicate the dates of opening and closing of the account 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 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 uncle matches the published name of the Account Owner, the information provided by the Claimant differs materially from the published information about the Account Owner available in the Bank’s records. Specifically, the Claimant stated that her uncle resided in Berlin, Germany. In contrast, the Bank’s records show that the Account Owner resided in Frankfurt am Main, Germany, which is over 500 kilometers from Berlin. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant’s uncle are the same person.

The CRT has taken utmost care in matching the name of the person identified by the Claimant as a possible account owner to names of actual account owners identified 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. The CRT uses advanced name matching systems that consider variations of names, including name variations provided by Yad Vashem, Israel, to ensure that all possible name matches are identified. The CRT has reviewed this claim carefully and analyzed matches to accounts belonging to account owners with alternative spellings of Hugo Levy’s surname, which include Levi and Loewy, and has determined that these accounts do not belong to the Claimant’s relative.

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