

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

in re Account of S. Rosenzweig¹

Claim Number: 223153/PY/SB

This Certified Denial is based on the claim of [REDACTED], née [REDACTED], (the “Claimant”) to the accounts of Sarra Rosenzweig, Volf Rosenzweig and Arnold Rosenzweig. The CRT did not locate an account belonging to Sarra Rosenzweig, Volf Rosenzweig or Arnold Rosenzweig 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 account of S. Rosenzweig (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 her paternal grandmother, Sarra Rosenzweig, who was Jewish and who resided in Germany, owned a Swiss bank account. The Claimant stated that her grandparents owned a factory in Berlin, Germany. The Claimant indicated that her father, [REDACTED], who resided in Odessa, the Ukraine, was arrested in 1937 for receiving correspondence from his parents in Germany. The Claimant further indicated that she has no information about her grandparents’ fate and that her parents were killed in a concentration camp in 1941 or 1942. The Claimant indicated that she was born on 1 June 1919 in Odessa.

The Claimant submitted documents in support of her application, including: (1) her own birth certificate; and (2) the death certificates of both of her parents.

¹ In an effort to locate any and all accounts that might have belonged to the Claimant’s relative, the CRT has reviewed and analyzed all accounts whose owners’ names are substantially similar to that of the Claimant’s relative, even if the Claimant did not specifically claim that particular account.

Information Available in the Bank's Records

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, Sarra Rosenzweig. The auditors who carried out the ICEP Investigation reported one account whose owner's name is substantially similar to 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 5024447

The Bank's records indicate that the Account Owner was S. Rosenzweig, who resided in Merano, Italy, and that the Power of Attorney Holder was Olga Rosenzweig. The Bank's records show that the Account Owner was male and indicate the name of his spouse. Furthermore, the Bank's records indicate the dates of opening and closing of the account at issue. Finally, the Bank's records contain 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.

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 grandmother matches the published first initial and last 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 her grandmother resided in Berlin, Germany. In contrast, the Bank's records show that the Account Owner was male, and that he resided in Merano, Italy. Consequently, the CRT concludes that the Account Owner and the Claimant's grandmother are not 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 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
30 September 2004