

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant [REDACTED]

**in re Account of Simon Rosenzweig**

Claim Number: 004556/MC; 005395/MC<sup>1</sup>

This Certified Denial is based upon the claim of [REDACTED], née [REDACTED], (the “Claimant”) to a Swiss bank account potentially owned by the Claimant’s relative Simon Rosenzweig (the “Claimed Account Owner”).

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 stating that her maternal uncle, Simon Rosenzweig, who was Jewish, was a furrier and that he resided in Romania between 1933 and 1941. The Claimant indicated that she was born on 1 March 1936 in Romania.

### **The CRT’s Investigation**

The CRT matched the name of Simon Rosenzweig to the names of all account owners and power of attorney holders in the Account History Database and identified accounts belonging to individuals or over which individuals held power of attorney whose names match, or are substantially similar to, the name of the Claimed Account Owner. In doing so, the CRT used advanced name matching systems and computer programs, and considered variations of names, including name variations provided by Yad Vashem, The Holocaust Martyrs’ and Heroes’ Remembrance Authority, in Jerusalem, Israel, to ensure that all possible name matches were identified. However, a close review of the relevant bank records indicated that the information contained therein was inconsistent with the information the Claimant provided regarding the

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<sup>1</sup> In a separate decision, the Claimant and her two sisters, together with another unrelated claimant, were awarded the account of Maier Segal. See *In re Account of Maier Segal* (approved on 30 December 2004). The CRT notes that the Claimant’s sisters did not claim the account of Simon Rosenzweig.

Claimed Account Owner. Accordingly, the CRT was unable to conclude that any of these accounts belonged to the Claimed Account Owner.

## **The CRT's Analysis**

### Identification of the Account Owner

The list below contains names of account owners that match the name of the Claimed Account Owner and the reasons why the CRT has concluded that the Claimed Account Owner and an account owner are not the same person. If an account owner's place of residence was published, that place of residence is also listed.

*Name: Simon Rosenzweig*

*Account Identification Number: 1011752, 1011752.1*

*Specifically, the Claimant stated that her maternal uncle was a furrier and that he resided in Romania between 1933 and 1941. The Claimant also stated that she was born in Romania in 1936. The CRT notes that the Claimant did not identify the unpublished city of residence of the account owner, even though she herself resided in Romania at the same time as her uncle. The CRT also notes that the accounts at issue were closed on 20 June 1938 and on 20 June 1940, prior to Romania's formal alliance with Nazi Germany on 20 November 1940. The CRT therefore concludes that the owner of these accounts closed them himself and received the proceeds. Thus, even if the Claimant had identified the owner of the accounts as her relative, no award would be forthcoming, as the evidence indicates that the accounts were closed properly.*

### Right of Appeal and Request for Reconsideration

Pursuant to Article 30 of the Rules, the Claimant may appeal this decision or submit a request for reconsideration within ninety (90) days of the date of the letter accompanying this decision.

An appeal must be based upon a plausible suggestion of error regarding the CRT's conclusions set out in this decision. Any appeals which are submitted without a plausible suggestion of error shall be summarily denied. A request for reconsideration must be based on new documentary evidence not previously presented to the CRT that, if considered, would have led to a different outcome of the claim. Claimants should briefly explain the relevance of the newly submitted documents in view of the conclusions stated in the certified decision.

The Claimant should send appeals and/or requests for reconsideration in writing to the following address: Oren Wiener, Claims Resolution Tribunal, Attention: Appeals / Request for Reconsideration, P.O. Box 9564, 8036 Zurich, Switzerland. If more than one account has been treated in this decision, the Claimant should identify the account, including, where available, the Account Identification Number, that forms the basis of the appeal and/or request for reconsideration.

**Certification of the Denial**

The CRT certifies this Denial for approval by the Court.

Claims Resolution Tribunal  
17 September 2010