

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

in re Account of A. Taussig

Claim Numbers: 201972/LV; 400754/LV; 400762/LV; 601102/LV^{1,2}

This Certified Denial is based on the claims of [REDACTED], née [REDACTED], (the “Claimant”) to accounts of Adolf Taussig and Alfred Taussig. This Denial is to the published account of A. Taussig (the “Account Owner”), held at an unknown bank (the “Bank”).³

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 to the Holocaust Claims Processing Office (“HCPO”) and Claim Forms in 2001 and 2005, asserting that her maternal uncles, Adolf Taussig, who was born on 12 February 1885 in Austria-Hungary (later Czechoslovakia, today the Czech Republic), and Alfred Taussig, who was born on 7 July 1888 in Austria-Hungary, owned a Swiss bank account. The Claimant stated that her uncles resided in Prague, Czechoslovakia. The Claimant also stated that Adolf Taussig co-owned a down and feathers exporting company named *Glaser & Taussig*, and that Alfred Taussig was the director of a glass factory. The Claimant explained that, in 1942, her uncles, who were Jewish, were deported to Ujazd, Poland, where they were executed. The Claimant indicated that she was born on 17 May 1926 in Prague.

The Claimant previously submitted two Initial Questionnaires with the Court in 1999, asserting her entitlement to Swiss bank accounts owned by Adolf, Alfred and Oscar Taussig.⁴

¹ The Claimant submitted a claim, numbered B-00058, on 22 September 1997, to the Holocaust Claims Processing Office (“HCPO”) of the New York State Banking Department. This claim was referred by the HCPO to the CRT and has been assigned Claim Number 601102.

² According to Article 37 of the Rules Governing the Claims Resolution Process, as amended (the “Rules”), claims to the same or related accounts may be joined in one proceeding at the CRT’s discretion. In this case, the CRT determines it appropriate to join the four claims of the Claimant in one proceeding.

³ The CRT did not locate an account belonging to Adolf Taussig or Alfred Taussig 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.

Information Available in the Bank's Records

The CRT notes that the auditors who carried out the investigation of this bank to identify accounts of Victims of Nazi Persecution pursuant to instructions of the Independent Committee of Eminent Persons ("ICEP" or the "ICEP Investigation") did not report an account belonging to Adolf Taussig, Alfred Taussig or A. Taussig during their investigation of the Bank. The documents evidencing an account belonging to A. Taussig were obtained from the Swiss Federal Archive in Bern, Switzerland, and pertain to accounts reported in a survey conducted pursuant to Swiss Federal legislation requiring the registration of assets dormant since 9 May 1945 held in Switzerland by foreigners or stateless persons known or presumed to have been victims of racial, religious or political persecution (the "1962 Survey"). The account is identified below by its Account Identification Number, which is a number assigned to the account for tracking purposes.

Account 6002178

The Bank's records indicate that the Account Owner was A. Taussig. The Bank's records also indicate the Account Owner's full first name.

The CRT's Analysis

Admissibility of the Claims

The CRT has determined that the claims are 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 either of her relatives. Although the first initials and last names of her uncles match the published name of the Account Owner, the information provided by the Claimant differs materially from the unpublished information about the Account Owner available in the Bank's records. Specifically, the Claimant stated that her uncles' names were Adolf Taussig and Alfred Taussig. In contrast, the Bank's records show that the Account Owner had a different first name. Consequently, the CRT is unable to conclude that the Account Owner and either of the Claimant's uncles 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 Special Master Michael Bradfield, 51 Louisiana Ave., NW, Washington, DC 20001 USA.

⁴ The CRT will treat the claim to the account of Oscar Taussig in a separate determination.

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 claims 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
31 October 2005