

CLAIMS RESOLUTION TRIBUNAL

In re Holocaust Victim Assets Litigation

Case No. CV96-4849

Certified Denial

to Claimant [REDACTED]

**Claimed Account Owners: Richard Teppich, Gerturd Teppich, Kurt Peter,
Gertrud Howard, Max Michel and Hans Crzellitzer**

Claim Number: 708440/NB¹

This determination is based on the claim of [REDACTED] (the “Claimant”) to Swiss bank accounts potentially owned by Richard Teppich, Gerturd Teppich, Kurt Peter, Gertrud Howard, Dr. med Max Michel and Hans Crzellitzer. The CRT did not locate an account belonging to Richard Teppich, Gerturd Teppich, Gertrud Howard, and Hans Crzellitzer 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 Certified Denial is to a Swiss bank account potentially owned by the Claimant’s relative, Kurt Peter, and his relative’s business partner, Dr. med. Max Michel (the “Claimed Account Owners”).

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 stating that Max Michel was a medical doctor who formerly resided in Southern Germany but then moved to France, where he opened an X-ray institute which was financed by the Claimant’s parents, who were his business partners. The Claimant further stated that his relative, Kurt Peter, who was Jewish, resided in Germany. The Claimant did not provide any further information about Max Michel or Kurt Peter.

¹ The Claimant should note that this determination relates only to the Claim Number and Claimed Account Owners stated above, and that the CRT is aware that the Claimant may have submitted other claims.

The CRT's Investigation

The CRT matched the names of Max Michel and Kurt Peter to the names of all account owners in the Account History Database and identified accounts belonging to individuals whose names match, or are substantially similar to, the name of the Claimed Account Owners. 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 Claimed Account Owners. Accordingly, the CRT was unable to conclude that any of this account belonged to the Claimed Account Owners.

The CRT's Analysis

Identification of the Account Owners

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

Name: Maximilian Michel (Hertingshausen, Germany)

Account Identification Number: 5030175

Specifically, the Claimant stated that Max Michel was a medical doctor, was the business partner of the Claimant's parents, and that his business was located in France. The Claimant did not provide any further information about Max Michel. In contrast, the records indicate that the account owner was a minor at the time when the Claimant's relatives' business partner was a medical doctor with a business. The records further show that the account owner jointly owned the account with other close relatives, who were not identified by the Claimant, and that the account initially was opened by another close family member, who also was not identified by the Claimant. The records do not indicate that the person who opened the account or the account owner opened or held the account to the benefit of anyone else but the account owner and the joint account owners. The CRT notes that the Claimant did not assert that he was related to the account owner. Therefore, even if the Claimant had identified the account owner as his parents' business partner, he did not establish his entitlement to the account owner's account.

Right of Appeal and Request for Reconsideration

Pursuant to Article 30 of the Rules, the Claimant may appeal this Denial 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 Award Denial.

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.

Scope of the Denial

The CRT now considers the Claimant's claim to the accounts of Richard Teppich, Gerturd Teppich, Kurt Peter, Gertrud Howard, Dr. med Max Michel and Hans Crzellitzer closed. Please note that this decision applies only to the Claim Number and Claimed Account Owners identified herein, and that the CRT is aware that the Claimant may have claimed accounts held by other persons or entities both in the Claim Number specified above and in other claims submitted to the CRT.

Certification of the Denial

The CRT certifies this Denial for approval by the Court.

Claims Resolution Tribunal
12 February 2010