

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Award**

to Claimant [REDACTED]<sup>1</sup>

**in re Account of K. Hiller**

Claim Number: 211706/AZ<sup>2</sup>

Award Amount: 26,750.00 Swiss Francs

This Certified Award is based upon the claim of [REDACTED], née Zsusanna Baràt, (the “Claimant”) to the account of Gábor Hiller.<sup>3</sup> This Award is to the unpublished account of K. Hiller (the “Account Owner”) at the [REDACTED] (the “Bank”).

All awards 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 identifying the Account Owner as her great-grandmother, Kamilla Hiller, née Elszász, who was born in 1847 in Nagybobróc, Hungary (today Bobrovec, Slovakia), and was married to Jakab Hiller. The Claimant stated that her great-grandmother, who was Jewish, lived in Lutshki, Hungary (today Slovakia) from 1865 until 1920. The Claimant further stated that her great-grandfather, Jakab Hiller, died in Lutshki in 1892, and that Kamilla Hiller died in Budapest, Hungary in 1928.

In addition, the Claimant stated that her great-grandparents’ son was [REDACTED], the Claimant’s maternal grandfather. According to the Claimant, her grandfather resided in Budapest and was the director of an aircraft factory located in Csepel, Hungary. The Claimant stated that in 1944, her grandfather was deported to a concentration camp, where he perished.

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<sup>1</sup> The Claimant’s mother, [REDACTED], née [REDACTED], originally filed a claim to the account of her father, Gábor Hiller. [REDACTED] died on 26 February 2002. Her daughter, [REDACTED], née [REDACTED], who is referred to here as the “Claimant,” submitted [REDACTED]’s death certificate, as well as the Delivery of the Estate Order by the Notary Public in Budapest, showing that she is her mother’s sole heir.

<sup>2</sup> The Claimant submitted two Claim Forms, which were registered under the Claim Numbers 211706 and 728790. The CRT has determined that these claims are duplicate claims and is treating them under the consolidated Claim Number 211706.

<sup>3</sup> In a separate decision, the CRT awarded the account of Gábor Hiller to the Claimant. See *In re Account of Gábor Hiller* (approved on 6 February 2004).

The Claimant submitted documents in support of her claim, including 1) her grandfather's death certificate, indicating that [REDACTED] died in January 1945 and that his mother was Kamilla Hiller; 2) her mother's passport, indicating that [REDACTED] 's maiden name was [REDACTED] and that her father was [REDACTED]; 3) her mother's death certificate and a Delivery of Estate Order by the Notary Public in Budapest, indicating that [REDACTED], née [REDACTED], died on 26 February 2002, that her father was [REDACTED], and that the Claimant is her daughter and sole heir.

The Claimant indicated that she was born on 19 November 1934 in Budapest.

The Claimant's mother previously submitted an Initial Questionnaire to the Court in 1999, asserting her entitlement to Swiss bank accounts owned by Gábor Hiller and Jozsef Hiller.<sup>4</sup>

### **Information Available in the Bank's Records**

The Bank's records consist of an account registry card and a list of accounts transferred to a suspense account for dormant assets. According to these records, the Account Owner was Frau (Mrs.) Wwe. (Widow) K. Hiller. The Bank's records do not indicate the Account Owner's domicile. The Bank's records indicate that the Account Owner held a demand deposit account, numbered 34915. The Bank's records further indicate that the account was considered dormant and transferred to a suspense account on 26 January 1942, with a balance of 30.00 Swiss Francs ("SF"). According to the Bank's records, the account was closed to fees on 23 January 1964.

### **The CRT's Analysis**

#### Identification of the Account Owner

The Claimant's great-grandmother's first initial and surname match the unpublished initial and surname of the Account Owner. The Claimant indicated that his great-grandmother was a widow from 1892 until her death in 1928, which is consistent with information about the Account Owner contained in the Bank's records. In support of her claim, the Claimant submitted documents, including her grandfather's death certificate, identifying her great-grandmother as Kamilla Hiller, providing independent verification that the person who is claimed to be the Account Owner had the same first initial and surname recorded in the Bank's records as the first initial and surname of the Account Owner. The CRT notes that the other claims to this account were disconfirmed because those claimants provided a different gender than the gender of the Account Owner. Taking all of these factors into account, the CRT concludes that the Claimant has plausibly identified the Account Owner.

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<sup>4</sup> As noted above, the CRT awarded the account of Gábor Hiller to the Claimant. The claim to the account of Jozsef Hiller will be treated in a separate determination.

### Status of the Account Owner as a Victim of Nazi Persecution

The CRT notes that while the Account Owner was not a Victim of Nazi Persecution, the Account Owner's son and direct heir was a Victim of Nazi Persecution. The Claimant stated that the Account Owner's son was Jewish, that he was deported to a concentration camp in 1944, and that he perished in the Holocaust.

### The Claimant's Relationship to the Account Owner

The Claimant has plausibly demonstrated that she is related to the Account Owner by submitting specific information and documents, demonstrating that the Account Owner was the Claimant's great-grandmother. These documents include the Claimant's mother's passport, death certificate, and estate papers, which indicate that the Claimant's maternal grandfather was [REDACTED], and her grandfather's death certificate, which indicates that [REDACTED]'s mother was the Account Owner. There is no information to indicate that the Account Owner has other surviving heirs.

### The Issue of Who Received the Proceeds

The Bank's records indicate that the account was closed to bank fees on 23 January 1964.

### Basis for the Award

The CRT has determined that an Award may be made in favor of the Claimant. First, the claim is admissible in accordance with the criteria contained in Article 18 of the Rules Governing the Claims Resolution Process (the "Rules"). Second, the Claimant has plausibly demonstrated that the Account Owner was her great-grandmother, and that relationship justifies an Award. Third, the CRT has determined that neither the Account Owner nor her heirs received the proceeds of the claimed account.

### Amount of the Award

In this case, the Account Owner held one demand deposit account. The Bank's records indicate that the value of this account as of 26 January 1942 was SF 30.00. According to Article 29 of the Rules, if the amount in a demand deposit account was less than SF 2,140.00, and in the absence of plausible evidence to the contrary, the amount in the account shall be determined to be SF 2,140.00. The current value of the amount of the award is determined by multiplying the balance as determined by Article 29 by a factor of 12.5, in accordance with Article 31(1) of the Rules. Consequently, the total award amount in this case is SF 26,750.00.

### **Scope of the Award**

The Claimant should be aware that, pursuant to Article 20 of the Rules, the CRT will carry out further research on her claim to determine whether there are additional Swiss bank accounts to

which she might be entitled, including research of the Total Accounts Database (consisting of records of 4.1 million Swiss bank accounts which existed between 1933 and 1945).

**Certification of the Award**

The CRT certifies this Award for approval by the Court and payment by the Special Masters.

Claims Resolution Tribunal  
28 June 2006