

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Award**

to Claimant John Simon

## **in re Account of John Simon**

Claim Number: 215017/MBC

Award Amount: 12,726.24 Swiss Francs

This Certified Award is based upon the claim of John Simon (the “Claimant”) to the account of John Simon (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 himself as the Account Owner, John Simon. The Claimant stated that he was born Jozsef Schwartz on 16 September 1914 in Gyongyós, Hungary. The Claimant, who is Jewish, further stated that he lived at 24 Hollan U. in Budapest, Hungary until 1936. The Claimant indicated that he was a travel agent in Budapest until he was put in a forced labor battalion in Hungary and the Ukraine during the Second World War. The Claimant stated that his brother or his uncle made deposits of his salary into a Swiss bank account on his behalf, and that the name used for the bank account was either John Simon or Jozsef Schwartz. The Claimant indicated that he changed his name from Jozsef Schwartz to John Simon, and that after he was released from the labor camp and returned to Hungary, he found his home had been robbed completely. The Claimant further indicated that after the Second World War he emigrated from Hungary to Canada, where he presently lives.

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

The bank records consist of a list of dormant accounts. According to these records, the Account Owner was John Simon. The bank records indicate that the Account Owner held a savings/passbook account. According to the bank records, the account remains open and dormant, with a balance of 0.68 Swiss Francs as of 26 September 2001.

## **The CRT's Analysis**

### Identification of the Account Owner

The Claimant has plausibly identified himself as the Account Owner. His name matches the unpublished name of the Account Owner. In support of his claim, the Claimant submitted documents, including a copy of his Canadian passport.

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

The Claimant has made a plausible showing that the Account Owner was a Victim of Nazi Persecution. The Claimant stated that the Account Owner was Jewish, and that he lived in Hungary during the Second World War, and was forced to perform slave labor.

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

The Claimant has plausibly demonstrated that he is the Account Owner by submitting documents demonstrating that his name is John Simon.

### The Issue of Who Received the Proceeds

The bank records indicate the account remains open and dormant.

### 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 23 of the Rules Governing the Claims Resolution Process (the "Rules"). Second, the Claimant has plausibly demonstrated that he is the Account Owner, and that justifies an Award. Finally, the CRT has determined that the Account Owner has not received the proceeds of the claimed account.

### Amount of the Award

The bank records indicate that the value of the savings passbook account as of 26 September 2001 was 0.68 Swiss Francs. In accordance with Article 37(1) of Rules, this amount is increased by an adjustment of 1,059.84 Swiss Francs, which reflects standardized bank fees charged to the savings passbook account between 1945 and 26 September 2001. Consequently, the adjusted balance of the account at issue is 1,060.52 Swiss Francs. The present value of the amount of the award is determined by multiplying the adjusted balance by a factor of 12, in accordance with Article 37(1) of the Rules, to produce a total award amount of 12,726.24 Swiss Francs.

**Scope of the Award**

The Claimant should be aware that, pursuant to Article 25 of the Rules, the CRT will carry out further research on his claim to determine whether there are additional Swiss bank accounts to which he 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  
October 24, 2002