

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

in re Account of Alexander Barta

Claim Numbers: 203085/MBC; 600654/MBC¹

This Certified Denial is based on the claims of [REDACTED], née [REDACTED], (the "Claimant") to an account of Alexander (Sandor, Sam) Barta (Beimel). This Denial is to the published account of Alexander Barta (the "Account Owner") at the [REDACTED] (the "Bank").²

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 Form and a claim to the Holocaust Claims Processing Office ("HCPO") asserting that her maternal grandfather, Alexander Barta, who was born in 1855 in Budapest, Hungary, and was married to [REDACTED], née [REDACTED], owned a Swiss bank account. The Claimant stated that her grandfather, who was Jewish, was the owner of both a wine business and of *Higroxigen*, a chemical factory located in Budapest. The Claimant stated that her grandfather died in 1936, and that the rest of his family remained in Hungary during the Second World War. The Claimant indicated that she was born on 24 September 1925 in Budapest.

¹ The Claimant submitted a claim, numbered B-01986, on 20 August 1999, to the Holocaust Claims Processing Office ("HCPO") of the New York State Banking Department, claiming the account of Alexander (Sandor, Sam) Barta (Beimel). This claim was referred by the HCPO to the CRT and has been assigned Claim Number 600654. In this claim, the Claimant also claimed the account of Ede (Eduard) Konrad (Kurzweil). In addition, the Claimant submitted a Claim Form to the CRT claiming the account of Ede (Eduard) Konrad (Kurzweil), which is registered under the Claim Number 203086. The CRT will treat the claims to the account of Ede (Eduard) Konrad (Kurzweil) in a separate determination.

² The CRT did not locate an account belonging to Alexander (Sandor, Sam) Beimel, or to Sandor (Sam) Barta, 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").

Information Available in the Bank's Records

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, Alexander Barta. The auditors who carried out the investigation to identify accounts of Victims of Nazi Persecution pursuant to instructions of the Independent Committee of Eminent Persons ("ICEP" or the "ICEP Investigation") reported one account whose owner's name matches that provided by the Claimant. The account is identified below by its Account Identification Number, which is a number assigned to the account by the ICEP auditors for tracking purposes.

Account 1008544

The Bank's records indicate that the Account Owner was Alexander Barta. The auditors who carried out the ICEP Investigation indicated that the Account Owner resided in Hungary. The Bank's records also indicate the dates of opening and closing of the account at issue.

The CRT's Analysis

Admissibility of the Claims

The CRT has determined that, for purposes of issuing this Certified Denial, 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 her relative. Although the name of her maternal grandfather matches 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 grandfather died in 1936. In contrast, the Bank's records show that the account was opened several years after this date. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's maternal grandfather are the same person. Moreover, it should be noted that the CRT has awarded the account to other claimants, who plausibly identified the Account Owner as their relative. All decisions are published upon release on the CRT's website at www.crt-ii.org.

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.

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
21 September 2005