

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant [REDACTED]

**in re Account of Alexander Eigner**

Claim Numbers: 005077/SB; 220512/SB<sup>1,2</sup>

This Certified Denial is based on the claims of [REDACTED] (the “Claimant”) to the published account of Alexander Eigner (the “Account Owner”) at the [REDACTED] (the “Bank”).

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 asserting that his uncle, Alexander Eigner owned a Swiss bank account. The Claimant stated that his uncle, who was Jewish, was a businessman who resided in Sala and Diakovce, Czechoslovakia and Vienna, Austria. The Claimant further stated that his uncle was either murdered by the Nazis in a concentration camp, or died from disease shortly after being released from the camp. The Claimant indicated that he was born on 31 July 1953 in Givat-Shmuel, Israel.

The Claimant submitted documents in support of his claim, including a document, which indicates a transfer of money from Jerusalem to Czechoslovakia in 1944, and which indicates that Alexander Eigner resided in Diakovce, Czechoslovakia.

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

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Alexander Eigner. 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

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<sup>1</sup> The Claimant submitted an additional claim, which is registered under the claim number 223040, and four Initial Questionnaires, which were assigned the claim numbers 721468, 721476, 721478 and 721509. The CRT will treat these claims in separate determinations.

<sup>2</sup> 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 two claims of the Claimant in one proceeding.

(“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 2016490

The Bank’s records indicate that the Account Owner was Alexander Eigner, who resided in Vienna, Austria. The Bank’s records also indicate the Account Owner’s second city and country of residence.

### **The CRT’s Analysis**

#### Admissibility of the Claim

The CRT has determined that the claim is 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 his relative. Although the name of his uncle 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 his uncle resided in Czechoslovakia and Vienna, Austria. In contrast, the Bank’s records show that the Account Owner resided in Vienna, Austria and another country, which the Claimant did not identify. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant’s uncle 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.

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, which 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 his claim 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  
23 January 2006