

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant [REDACTED]  
represented by Stephen Harnik

**in re Account of Rudolf Feigl**

Claim Number: 501470/SB<sup>1</sup>

This Certified Denial is based on the claim of [REDACTED] (the “Claimant”) to the published account of Rudolf Feigl (the “Account Owner”) at the [REDACTED] (the “Bank”).<sup>2</sup>

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 maternal great-uncle, Rudolf Feigl, who was born on 7 May 1894 in Vienna, today Austria, and was married to [REDACTED], owned a Swiss bank account. The Claimant stated that his great-uncle, who was Jewish, was a businessman who resided in Vienna until 1938. The Claimant did not provide any information as to his great-uncle’s fate. The Claimant indicated that he was born on 23 February 1938 in Vienna.

The Claimant submitted documents in support of his claim, including copies of two declarations submitted by his great-uncle pursuant to the decree on 26 April 1938 requiring all Jews who resided within the Reich, including Austria, and who held assets above a specified level to register all their assets as of 27 April 1938 (the “1938 Census”). These records, numbered 47309, indicate, *inter alia*, Rudolf Feigl’s date of birth, street address in Vienna and the name of his spouse. The records do not refer to any assets held in a Swiss bank account.

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<sup>1</sup> The Claimant submitted two additional claims, which are registered under the Claim Numbers 401010 and 501553. The CRT will treat these claims in separate determinations.

<sup>2</sup> The CRT notes that, on the February 2001 published list of accounts determined by the Independent Committee of Eminent Persons (“ICEP”) to be probably or possibly those of Victims of Nazi Persecution (the “ICEP List”), Rudolf Feigl is indicated as having resided in Germany. Upon careful review, the CRT has concluded that the Bank’s records evidence that Rudolf Feigl resided in another country.

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

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Rudolf Feigl. 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 5025079

The Bank's records indicate that the Account Owner was Rudolf Feigl and that the Power of Attorney Holder was Trude Feigl. The Bank's records also indicate the Account Owner's street address, city and country of residence, place and date of birth, and the name of the Account Owner's spouse and parents. Further, the Bank's records indicate Power of Attorney Holder Trude Feigl's date of birth and cities and country of residence. Finally, the Bank's records contain the Account Owner's and Power of Attorney Holder Trude Feigl's signatures.

## **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 great-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 great-uncle was born on 7 May 1894 in Vienna and was married to [REDACTED]. In contrast, the Bank's records show that the Account Owner had a different date and place of birth and was married to a different person. The CRT also notes that the Claimant stated that his great-uncle resided in Austria, whereas the Bank's records indicate that the Account Owner resided in another country. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's great-uncle are the same person. Moreover, it should be noted that another Claimant has plausibly identified the Account Owner as his relative. All decisions are published upon release on the CRT's website at [www.crt-ii.org](http://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, 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  
7 June 2006