

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimants [REDACTED 1], [REDACTED 2]  
and [REDACTED 3]

**Claimed Account Owner: Alfons Fraenkel<sup>1</sup>**

Claim Numbers: 400312/SB; 400506/SB and 400510/SB

This Certified Denial is to the claims of [REDACTED 1], [REDACTED 2] and [REDACTED 3] (together “the Claimants”) to a Swiss bank account published on the list of account owners in 2005 and potentially owned by the Claimants’ relative, Alfons Fraenkel (the “Claimed Account Owner”).

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 Claimants, who are siblings, did not state in their respective claims where Alfons Fraenkel resided, but in a subsequent telephone conversation, Claimant [REDACTED 3] stated that Alfons Fraenkel resided in Vienna, Austria.

## **The CRT’s Investigation**

The CRT matched the name of Alfons Fraenkel to the names of all account owners in the Account History Database and identified accounts belonging to individuals whose names match, or are substantially similar to, the name of the Claimed Account Owner. In doing so, the CRT used advanced name matching systems and computer programs, and considered variations of names, including name variations provided by Yad Vashem, The Holocaust Martyrs’ and Heroes’ Remembrance Authority, in Jerusalem, Israel, to ensure that all possible name matches were identified. However, a close review of the relevant bank records indicated that the information contained therein was inconsistent with the information the Claimants provided regarding the Claimed Account Owner. Accordingly, the CRT was unable to conclude that any of these accounts belonged to the Claimed Account Owner.

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<sup>1</sup> The Claimants should note that this determination relates only to the Claim Numbers and Claimed Account Owner stated above, and that the CRT is aware that the Claimants may have submitted other claims.

## **The CRT's Analysis**

### Identification of the Account Owner

The list below contains names of account owners that match the name of the Claimed Account Owner and the reasons why the CRT has concluded that the Claimed Account Owner and an account owner are not the same person. If an account owner's place of residence was published, that place of residence is also listed.

*Name: Alfons Fraenkel*

*Account Identification Number: 6001962*

*Specifically, Claimant [REDACTED 3] stated that Alfons Fraenkel resided in Austria. In contrast, the records show that the account owner resided in a different country.*

The Claimant should note that all accounts awarded by the CRT are published upon release on the CRT's website at [www.crt-ii.org](http://www.crt-ii.org).

### Right of Appeal and Request for Reconsideration

Pursuant to Article 30 of the Rules Governing the Claims Resolution Process, as amended (the "Rules"), the Claimants may appeal this decision or submit a request for reconsideration within ninety (90) days of the date of the letter accompanying this decision.

An appeal must be based upon a plausible suggestion of error regarding the CRT's conclusions set out in this decision. Any appeals which are submitted without a plausible suggestion of error shall be summarily denied. A request for reconsideration must be based on new documentary evidence not previously presented to the CRT that, if considered, would have led to a different outcome of the claim. Claimants should briefly explain the relevance of the newly submitted documents in view of the conclusions stated in the certified decision.

The Claimants should send appeals and/or requests for reconsideration in writing to the following address: Oren Wiener, Claims Resolution Tribunal, Attention: Appeals / Request for Reconsideration, P.O. Box 9564, 8036 Zurich, Switzerland. If more than one account has been treated in this decision, the Claimants should identify the account, including, where available, the Account Identification Number, that forms the basis of the appeal and/or request for reconsideration.

### **Scope of the Denial**

The CRT now considers the Claimants' claims to the accounts of Alfons Fraenkel closed. Please note that this decision applies only to the Claim Numbers and Claimed Account Owner identified herein, and that the CRT is aware that the Claimants may have claimed accounts held by other persons or entities both in the Claim Numbers specified above and in other claims submitted to the CRT.

**Certification of the Denial**

The CRT certifies this Denial for approval by the Court.

Claims Resolution Tribunal  
29 September 2008