

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant Roman Haar

in re Account of Julius Freundlich

Claim Number: 401426/MG¹

This Certified Denial is based on the claim of Roman Haar (the “Claimant”) to the published accounts of Julius Freundlich (the “Account Owner”) at [REDACTED] (“Bank 1”) and at the [REDACTED] (“Bank 2”) (together the “Banks”).

All denials are published. Where a claimant has not requested confidentiality, as in this case, only the name of the bank has been redacted.

Information Provided by the Claimant

The Claimant submitted a Claim Form asserting that his paternal aunt’s husband, Julius Freundlich, who was born in Poland and married Gizela Haar in Poland, owned a Swiss bank account. The Claimant stated that his relative, who was Jewish, was an attorney who resided in Rzeszow, Poland. The Claimant further stated that his relative perished in the Belzec death camp in 1942. The Claimant indicated that he was born on 9 July 1935 in Danzig, Poland.

Information Available in the Banks’ Records

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Julius Freundlich. 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. In addition, documents evidencing an account belonging to Julius Freundlich were obtained by the CRT from archival sources in Germany. Each account is identified below by its Account Identification Number, which is a number assigned to the account for tracking purposes.

¹ The Claimant submitted an additional claim, which is registered under the Claim Number 779157. The CRT will treat this claim in a separate determination.

Accounts 3016861 and 6001961

The Banks' records and the records from the archival sources indicate that the Account Owner was Julius Freundlich. The Banks' records also indicate the Account Owner's city and country of residence, together with the names of three joint account owners. Further, the archival records also indicate the Account Owner's street address, the name of his spouse and the year of his death. Furthermore, the Banks' records contain the Account Owner's signature.

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 aunt's husband 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 Banks' records. Specifically, the Claimant stated that his relative resided in Poland, was married to Gizela Freundlich, née Haar, and perished in 1942. In contrast, the Banks' records show that the Account Owner resided in a different country, was married to someone else, and died several years before 1942. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's relative 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
9 November 2006