

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

**in re Account of J. Friedmann
and
Account of J. M. Friedmann**

Claim Number: 601586/WM¹

This Certified Denial is based on the claim of [REDACTED], née [REDACTED], (the “Claimant”) to the account of Josel (Pinchus) Friedmann (Friedman, Frydman). This Denial is to the published account of J. Friedmann (“Account Owner 1”) at the [REDACTED] (“Bank 1”), and to the unpublished account of J. M. Friedmann (“Account Owner 2”) at the [REDACTED] (“Bank 2”).^{2,3}

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 owners, and the banks have been redacted.

Information Provided by the Claimant

The Claimant submitted a claim to the Holocaust Claims Processing Office (“HCPO”) asserting that her uncle, Josel Friedmann, who was born in 1905 in Poland, and was married to [REDACTED], owned a Swiss bank account. The Claimant stated that her uncle, who was Jewish, resided in Przytyk, Poland. The Claimant further stated that her uncle owned a business in Radom, Poland, and that he and his uncles traveled to Switzerland to deposit the business’s proceeds into a Swiss bank account. The Claimant further indicated that her uncle perished in a concentration camp in Poland in 1940. The Claimant indicated that she was born on 16 November 1947 in the United States.

¹ The Claimant submitted a claim, numbered B-01379, on 5 October 1998, to the Holocaust Claims Processing Office (“HCPO”) of the New York State Banking Department. This claim was referred by the HCPO to the CRT and has been assigned Claim Number 601586.

² In this claim, the Claimant also claimed the account of Josef Kleinman. The CRT will treat the claim to this account in a separate determination.

³ The CRT did not locate an account belonging to Josel (Pinchus) Friedmann (Friedman, Frydman) 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 accounts belonging to her relative, Josel Friedmann. 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 two accounts whose owners' names match that provided by the Claimant. Each 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 1011219

Bank 1's records indicate that Account Owner 1 was J. Friedmann, who resided in Austria. Bank 1's records also indicate Account Owner 1's city of residence, as well as a second city and country of residence for Account Owner 1.

Account 2015912

Bank 2's records indicate that Account Owner 2 was J. M. Friedmann. Bank 2's records also indicate Account Owner 2's city and country of residence, street address, and the name of another individual who jointly held the account at issue with Account Owner 2, as well as the relationship between Account Owner 2 and that person.

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 Owners

As for Account 1011219, the CRT concludes that the Claimant has not identified Account Owner 1 as her relative. Although the name of her uncle matches the published first name initial and last name of Account Owner 1, the information provided by the Claimant differs materially from the published and unpublished information about Account Owner 1 available in Bank 1's records. Specifically, the Claimant stated that her uncle resided in Poland until his deportation and subsequent death in a concentration camp. In contrast, Bank 1's records indicate that Account Owner 1 resided in Austria and in another country, neither of which the Claimant identified as her uncle's place of residence. Consequently, the CRT is unable to conclude that Account Owner 1 and the Claimant's uncle are the same person.

As for Account 2015912, the CRT concludes that the Claimant has not identified Account Owner 2 as her relative. Although the name of her uncle matches the unpublished first name initial and last name of Account Owner 2, the information provided by the Claimant differs materially from the unpublished information about Account Owner 2 available in Bank 2's

records. Specifically, the Claimant stated that her uncle resided in Poland until his deportation and subsequent death in a concentration camp. In contrast, Bank 2's records show that Account Owner 2 resided in a different country. Moreover, the CRT notes that the Claimant did not identify the other person who jointly held the account with Account Owner 2, even though that person appears to be related to Account Owner 2. Consequently, the CRT is unable to conclude that Account Owner 2 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 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 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
21 September 2005