

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant Markus Finger

in re Accounts of Karl Geiger

Claim Number: 400892/MG

This Certified Denial is based on the claim of Markus Finger (the “Claimant”) to the published accounts of three individuals named Karl Geiger (“Account Owner 1,” “Account Owner 2” and “Account Owner 3”) at the [REDACTED] (the “Bank”).

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 in 2005, asserting that his maternal grandfather, Karl Geiger, who was born in 1869 in Austria-Hungary (today Austria), and married Lea Geiger in 1891 in Czernowitz, today Ukraine, owned a Swiss bank account. The Claimant stated that his grandfather, who was Jewish, was a tailor who resided in Czernowitz. The Claimant further stated that his grandfather died in 1944 in Czernowitz. The Claimant indicated that he was born on 6 May 1921 in Czernowitz.

Information Available in the Bank’s Records

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Karl Geiger. 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 eight 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.

Accounts 1009839 to 1009842

The Bank’s records indicate that Account Owner 1 was Karl Geiger. The Bank’s records also indicate Account Owner 1’s city and country of residence. Furthermore, the Bank’s records indicate the dates of opening and closing of the accounts at issue.

Accounts 1009843 and 1009844

The Bank's records indicate that Account Owner 2 was Karl Geiger, who resided in Konstanz, Germany. The Bank's records also indicate the dates of opening and closing of the accounts at issue.

Accounts 1009845 and 1009846

The Bank's records indicate that Account Owner 3 was Karl Geiger, who resided in Germany. The Bank's records also indicate Account Owner 3's cities of residence and the name of a joint account owner. Furthermore, the Bank's records indicate the dates of opening and closing of the accounts at issue.

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 Accounts 1008939 to 1008942, the CRT concludes that the Claimant has not identified Account Owner 1 as his relative. Although the name of his grandfather matches the published name of Account Owner 1, the information provided by the Claimant differs materially from the unpublished information about Account Owner 1 available in the Bank's records. Specifically, the Claimant stated that his grandfather resided in Czernowitz, today Ukraine. In contrast, the Bank's records show that Account Owner 1 resided in a city in another country, to which the Claimant established no connection. Consequently, the CRT is unable to conclude that Account Owner 1 and the Claimant's grandfather are the same person.

As for Accounts 1008943 and 1008944, the CRT concludes that the Claimant has not identified Account Owner 2 as his relative. Although the name of his grandfather matches the published name of Account Owner 2, the information provided by the Claimant differs materially from the published information about Account Owner 2 available in the Bank's records. Specifically, the Claimant stated that his grandfather resided in Czernowitz, today Ukraine. In contrast, the Bank's records show that Account Owner 2 resided in Germany. Consequently, the CRT is unable to conclude that Account Owner 2 and the Claimant's grandfather are the same person.

As for Accounts 1008945 and 1008946, the CRT concludes that the Claimant has not identified Account Owner 3 as his relative. Although the name of his grandfather matches the published name of Account Owner 3, the information provided by the Claimant differs materially from the published information about Account Owner 3 available in the Bank's records. Specifically, the Claimant stated that his grandfather resided in Czernowitz, today Ukraine. In contrast, the

Bank's records show that Account Owner 3 resided in Germany. Consequently, the CRT is unable to conclude that Account Owner 3 and the Claimant's grandfather are the same person.

Right of Appeal and Request for Reconsideration

Pursuant to Article 30 of the Rules, the Claimant 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 Claimant 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 Claimant 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 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
19 March 2007