

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

Claimed Account Owners: Bernard Goldstein and Bernard Goldstine¹

Claim Number: 222032/RT

This Certified Denial is to the claim of [REDACTED] (the “Claimant”) to Swiss bank accounts potentially owned by two individuals, which were relatives of the Claimant, named Bernard (Bernie) Goldstein (Goldstine) and Bernard Goldstine (Goldstein) (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 Claimant submitted a claim stating that her great-uncle Bernard Goldstein, who was Jewish, was born in 1875 and was the owner of a leather tanning company and co-owner of several small businesses, including a luggage company and small grocery stores. The Claimant further stated that he resided in Austria, Germany, and Switzerland. In a letter to the CRT, the Claimant stated that she was in fact related to two individuals with the name Bernard Goldstein, and that one of them spelled his last name as *Goldstine*. She further stated that both resided in or near Berlin, Munich, and Nuremberg, Germany and in or near Vienna or Salzburg, Austria. In this letter, the Claimant also stated that Bernard Goldstein was a computer scientist [sic], an astronomer and studied the history of technology, philosophy and physics and that Bernard Goldstine was an author and linguist. The CRT notes that the Claimant did not provide any further details, such as related dates, about her relatives and did not provide any documents regarding her relatives.

The CRT’s Investigation

The CRT matched the names of Bernard (Bernie) Goldstein (Goldstine) and Bernard Goldstine (Goldstein) 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

¹ The Claimant should note that this determination relates only to the Claim Number and Claimed Account Owners stated above, and that the CRT is aware that the Claimant may have submitted other claims.

of the Claimed Account Owners. 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 Claimant provided regarding the Claimed Account Owners. Accordingly, the CRT was unable to conclude that any of these accounts belonged to the Claimed Account Owners.

The CRT's Analysis

Identification of the Account Owners

The list below contains names of account owners that match the names of the Claimed Account Owners and the reasons why the CRT has concluded that the Claimed Account Owners 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: Bernhard Goldstein (Austria)

Account Identification Numbers: 1010443; 1010444

Specifically, the Claimant stated that her relative Bernard Goldstein was the owner of a leather tanning company and co-owner of several small companies, including a luggage company and grocery stores, and that he was also a computer scientist and astronomer. The Claimant further stated that her relative Bernard Goldstine was an author and linguist. In contrast, the records show that the account owner had a different profession and owned a different business. The CRT further notes that the account was awarded to a different claimant who identified unpublished information about the account owner, including the unpublished name of the account owner's company.

Name: Bernard Goldstein (Germany)

Account Identification Numbers: 1009897; 1009898

Specifically, the Claimant stated that her relatives, Bernard Goldstein and Bernard Goldstine, resided in or near Berlin, Munich and Nuremberg. In contrast, the records show that the account owner resided in a different city, which is over 400 kilometers from Berlin and Munich and over 250 kilometers from Nuremberg. The CRT notes that the Nuremberg and the account owner's city of residence are major cities, thus rendering it unlikely that a resident of Nuremberg would indicate the account owner's distant city of residence as his/her place or residence, even for the purposes of maintaining a Swiss bank account.

Name: B. Goldstein

Account Identification Number: 1009732

Specifically, the Claimant stated that her relatives, Bernard Goldstein and Bernard Goldstine, resided in Germany and Austria and that Bernard Goldstein additionally also resided in Switzerland. 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.

Right of Appeal and Request for Reconsideration

Pursuant to Article 30 of the Rules Governing the Claims Resolution Process, as amended (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 CRT now considers the Claimant's claim to the accounts of Bernard Goldstein and Bernard Goldstine closed. Please note that this decision applies only to the Claim Number and Claimed Account Owners identified herein, and that the CRT is aware that the Claimant may have claimed accounts held by other persons or entities both in the Claim Number 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
18 March 2008