

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

in re Account of Josef Goldstein

Claim Number: 001833/SB^{1,2}

This Certified Denial is based on the claim of [REDACTED] (the “Claimant”) to the published account of Josef Goldstein (the “Account Owner”) at the [REDACTED] (the “Bank”).

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 Form asserting that her maternal uncle, Josef Goldstein, who was born in Bucharest, Romania, owned a Swiss bank account. The Claimant further stated that her uncle, who was Jewish, resided in Bucharest, where he owned a factory with his brother, [REDACTED]. The Claimant further stated that her uncle perished in 1941. The Claimant indicated that she was born on 27 July 1931 in Ploiesti, Romania.

Information Available in the Bank’s Records

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, Josef Goldstein. 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. Upon review of the bank documents, the CRT also located one additional account that was not reported by the auditors. Each account is identified below by its Account

¹ The Claimant submitted an additional claim, which is registered under the Claim Number 003542. In a separate decision, the CRT awarded the accounts of Marcus Goldstein to the Claimant. See *In re Accounts of Marcu Goldstein* (approved on 17 March 2003).

² The Claimant submitted an Initial Questionnaire (“IQ”) to the Court in 1999 and a Claim Form to the CRT. The CRT is treating the Initial Questionnaire and the Claim Form under the consolidated Claim Number 001833. In the IQ, the Claimant claimed an account belonging to Michael Marcus. The CRT will treat the claim to this account in a separate determination.

Identification Number, which is a number assigned to the account by the ICEP auditors for tracking purposes.

Accounts 1000487 and 1000487.1

The Bank's records indicate that the Account Owner was Josef Goldstein, who resided in Romania. The Bank's records also indicate the Account Owner's professional title and city of residence. Furthermore, the Bank's records indicate the dates of 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 Owner

The CRT concludes that the Claimant has not identified the Account Owner as her relative. Although the name of her uncle 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 Bank's records. Specifically, the Claimant stated that her uncle resided in Bucharest. In contrast, the Bank's records show that the Account Owner resided in another city in Romania which is over 350 kilometers from Bucharest. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's uncle are the same person. Moreover, it should be noted that another claimant definitely identified the Account Owner as her relative. All decisions are published upon release on the CRT's website at www.crt-ii.org.

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 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
12 May 2006