

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

in re Account of Margarete Goldzieher

Claim Number: 217314/MG

This Certified Denial is based on the claim of [REDACTED] (the “Claimant”) to the account of Margaret Goldzieher. This Denial is to the published account of Margarete Goldzieher (the “Account Owner”) at the [REDACTED] (the “Bank”).^{1,2}

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 his mother, Margaret Goldzieher, née Strasser, who was born in 1885 in Budapest, Hungary, and was married to [REDACTED] on 11 April 1911 in Budapest, owned a Swiss bank account. The Claimant stated that his mother, who was Jewish, resided in Hungary until 1924, when she emigrated to the United States. According to the Claimant, his mother’s brother’s remained in Hungary during the Second World War. The Claimant further stated that his mother died on 11 April 1966 in New York City, New York, the United States. The Claimant indicated that he was born on 21 September 1919 in Budapest.

Information Available in the Bank’s Records

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Margaret Goldzieher. 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

¹ The CRT did not locate an account belonging to Margaret Goldzieher 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”).

² In this claim, the Claimant also claimed the account of Paul Strasser. In a separate decision, the CRT awarded the accounts of Paul Strasser to the Claimant. See *In re Accounts of Paul Strasser* (approved on 13 May 2005).

matches that provided by the Claimant. The 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 5029443

The Bank's records indicate that the Account Owner was Margarete Goldzieher, who resided in Vienna, Austria and that the Power of Attorney Holder was Wilhelm Herz. The Bank's records also indicate the Account Owner's street address in Vienna. Furthermore, the Bank's records indicate the date on which the Account Owner granted power of attorney. Finally, the Bank's records contain the Account Owner's and the Power of Attorney Holder's signatures.

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 mother matches the published name of the Account Owner, the information provided by the Claimant differs materially from the published information about the Account Owner available in the Bank's records. Specifically, the Claimant stated that his mother resided in Hungary until 1924, when she emigrated to the United States. In contrast, the Bank's records show that the Account Owner resided in Vienna, Austria, many years after the Claimant's mother emigrated to the United States. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's mother 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