

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant [REDACTED]

**in re Account of Jeanne Gordon**

Claim Number: 214164/AX<sup>1</sup>

This Certified Denial is based upon the claim of [REDACTED], née [REDACTED], (the “Claimant”) to the published account of Jeanne Gordon (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 identifying the Account Owner as her paternal aunt, Jeanne (Elise) Gordon, who was married to [REDACTED]. The Claimant could not provide her aunt’s date of birth, but indicated that her aunt was born in either France or Lithuania. The Claimant stated that her aunt, who was Jewish, lived at 17 rue Claude Decaen, Paris, France, where she also owned a small business. The Claimant further stated that her aunt disappeared during the Nazi occupation of France and was never heard from again. In a telephone conversation with the CRT on 9 October 2003, the Claimant stated twice that she believed that her aunt’s name was Elise and not Jeanne, but further stated that her aunt may have used the name Jeanne. Furthermore, the Claimant stated that she did not know whether the Account Owner was her maternal or paternal aunt. The Claimant stated that she was born on 1 December 1937 in Hull, the United Kingdom.

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<sup>1</sup> The Claimant submitted an additional claim to the account of [REDACTED], which is registered under the Claim Number 214163. The CRT will treat the claim to this account in a separate decision.

The Claimant previously submitted an Initial Questionnaire with the Court in 1999, asserting her entitlement to a Swiss bank account owned by her great-aunt, [REDACTED].<sup>2</sup> The Initial Questionnaire does not reference the names Jeanne Gordon or Elise Gordon.

### **Information Available in the Bank's Records**

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, Jeanne Gordon. 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. 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 5031683

The Bank's records indicate that the Account Owner was Jeanne Gordon. The auditors who carried out the ICEP Investigation indicated the Account Owner's country of residence.

### **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 and country of residence of her aunt match the published name and country of residence of the Account Owner, the information provided by the Claimant is inconsistent and does not demonstrate a plausible identification of the Account Owner. The Claimant indicated in parts of her Claim Form that the Account Owner's name was Elise (Jeanne) Gordon. Furthermore, in the telephone conversation with the CRT on 9 October 2003, the Claimant stated twice that her aunt's name was Elise Gordon and not Jeanne Gordon, but also stated that her aunt may have used the name Jeanne. Moreover, the Claimant submitted an Initial Questionnaire for her great-aunt, and did not mention the name Jeanne Gordon or Elise Gordon in the Initial Questionnaire. Finally, the Claimant indicated that she could not provide any documentation

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<sup>2</sup> The CRT did not locate an account belonging to [REDACTED] 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 ). 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.

with the Account Owner's name. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's relative 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 the Special Master, c/o Claims Resolution Tribunal, P.O. Box 9564, 8036 Zurich, Switzerland.

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  
31 August 2004