

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant Henry Horst Hartmann

and to Claimant Phyllis Hartmann

Claimed Account Owner: Hans Hartmann¹

Claim Numbers: 501106/NB; 501557/NB

This Certified Denial is to the claims of Henry Horst Hartmann (“Claimant Henry Hartmann”) and Phyllis Hartmann (“Claimant Phyllis Hartmann”) (together the “Claimants”) to a Swiss bank account potentially owned by the father of Claimant Henry Hartmann, and the father-in-law of Claimant Phyllis Hartmann, Hans Hartmann (the “Claimed Account Owner”).

All denials are published. Where the claimants have not requested confidentiality, as in this case, only the name of the bank has been redacted.

Information Provided by the Claimants

Claimant Henry Hartmann and his sister-in-law, Claimant Phyllis Hartmann, each submitted a claim stating that their relative, Hans Hartmann, who was Jewish, was born in 1888 and that he resided in Germany, where he was an attorney and a notary. The Claimants stated that their relative was imprisoned in Buchenwald between November and December 1938, and in 1940 was deported to Dachau, where he perished in 1941.

The CRT’s Investigation

The CRT matched the name of Hans Hartmann 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 of the Claimed Account Owner. 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 Claimants provided

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

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

The CRT's Analysis

Identification of the Account Owner

The list below contains names of account owners that match the name of the Claimed Account Owner and the reasons why the CRT has concluded that the Claimed Account Owner and the account owner are not the same person. If the account owner's place of residence was published, that place of residence is also listed.

Name: Hans Hartmann (Germany)

Account Identification Number: 1000691

Specifically, the Claimants stated that their relative, Hans Hartmann was imprisoned in Buchenwald between November and December 1938, and that in 1940 he was deported to Dachau, where he perished in 1941. In contrast, the Bank's records indicate that the account was opened at a time when the Claimants' relative was imprisoned by the Nazis and would not have been free to open a Swiss bank account..

Name: Hans Hartmann (Germany)

Account Identification Number: 1008151

Specifically, the Claimants stated that their relative was an attorney and a notary. In contrast the records indicate that the account owner had a different profession.

The Claimants 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 Claimants may appeal this Denial 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 Claimants 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 Claimants 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 Claimants' claims to the accounts of Hans Hartmann closed. Please note that this decision applies only to the Claim Numbers and Claimed Account Owner identified herein, and that the CRT is aware that the Claimants may have claimed accounts held by other persons or entities both in the Claim Numbers 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
28 May 2010