

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED 1]
also acting on behalf of [REDACTED 2], [REDACTED 3] and [REDACTED 4]

in re Account of Hedwig Heinrich and Accounts of Helene Heinrich

Claim Number: 215502/SB¹

This Certified Denial is based on the claim of [REDACTED 1] (the "Claimant") to accounts of Hedwig (Helene) Heinrich, née Dilloff. The CRT did not locate an account belonging to Hedwig (Helene) Dilloff 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"). This Denial is to the published account of Hedwig Heinrich ("Account Owner 1") and to the published accounts of Helene Heinrich ("Account Owner 2"), all 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 owners, and the bank have been redacted.

Information Provided by the Claimant

The Claimant submitted a Claim Form asserting that his maternal grandmother, Hedwig (Helene) Heinrich, née Dilloff, who was born on 20 November 1880 in Frankenberg, Germany, and was married to [REDACTED] on 10 May 1906 in Eickel, Germany, owned a Swiss bank account. The Claimant stated that his grandmother, who was Jewish, resided in several towns in Germany between 1906 and the outbreak of the Second World War, including Eickel, Oberhausen and Trier. In addition, the Claimant stated that his grandmother was a milliner, and that she owned a business in Oberhausen. The Claimant stated that his grandmother was deported to Auschwitz, where she perished. The Claimant indicated that he was born on 7 January 1939 in Paris, France.

The Claimant submitted documents in support of his application, including: (1) his grandmother's marriage certificate, identifying her first name as "Helene," and indicating that

¹ The Claimant submitted two Claim Forms, which were registered under the Claim Numbers 215502 and 220660. The CRT has determined that these claims are duplicate claims and is treating them under the consolidated Claim Number 215502.

she was married in Eickel; (2) a postcard, dated 12 March 1939, addressed, but apparently never sent, to Hedwig Heinrich in Trier.

Information Available in the Bank's Records

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Hedwig (Helene) Heinrich. The auditors who carried out the ICEP Investigation reported four accounts whose owners' names match those provided by the Claimant. Each 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 1013910

The Bank's records indicate that Account Owner 1 was Hedwig Heinrich, who resided in Germany. The Bank's records also indicate Account Owner 1's professional title, her city of residence in Germany, and a second city and country of residence. Furthermore, the Bank's records indicate the dates of opening and closing of the account at issue.

Accounts 1012997, 1012998 and 1012999

The Bank's records indicate that Account Owner 2 was Helene Heinrich. The Bank's records also indicate Account Owner 2's city and country of residence, her marital status and her maiden name. Furthermore, the Bank's records indicate the date of opening for one of the accounts at issue, and the dates of closing for all three 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.

Identification of the Account Owner

As for Account 1013910, the CRT concludes that the Claimant has not identified Account Owner 1 as his relative. Although the name of his grandmother matches the published name of Account Owner 1, the information provided by the Claimant differs materially from the unpublished information about Account Owner 1 available in the Bank's records. Specifically, the Claimant stated that, from 1906 until the outbreak of the Second World War, his grandmother resided in several towns in Germany, including Eickel, Oberhausen and Trier. In contrast, the Bank's records show that, during this time, Account Owner 1 resided in another city in Germany, which is located over 400 kilometers from Eickel, Oberhausen and Trier, and to which the Claimant did not demonstrate any connection. Moreover, the Claimant did not demonstrate any connection to Account Owner 1's second city and country of residence.

Consequently, the CRT is unable to conclude that Account Owner 1 and the Claimant's grandmother are the same person.

As for Accounts 1012997, 1012998 and 1012999, the CRT concludes that the Claimant has not identified Account Owner 2 as his relative. Although the name of his grandmother matches the published name of Account Owner 2, the information provided by the Claimant differs materially from the unpublished information about Account Owner 2 available in the Bank's records. Specifically, the Claimant stated his grandmother's maiden name was Dilloff. In contrast, the Bank's records indicate that Account Owner 2 had a different maiden name. Further, the Claimant stated that, from 1906 until the outbreak of the Second World War, his grandmother resided in several towns in Germany, including Eickel, Oberhausen and Trier. In contrast, the Bank's records show that Account Owner 2 resided in another city and country, a city and country to which the Claimant did not demonstrate any connection. Consequently, the CRT is unable to conclude that Account Owner 2 and the Claimant's grandmother are the same person.

Right of Appeal

Pursuant to Article 30 of the Rules, the Claimant/s 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 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 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
15 July 2005