

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

in re Accounts of Paul Itzkin

Claim Number: 600402/AK¹

This Certified Denial is based on the claim of [REDACTED] (the “Claimant”) to the published accounts of Paul Itzkin (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 are redacted.

Information Provided by the Claimant

The Claimant submitted a Claim Form to the Holocaust Claims Processing Office (“HCPO”) asserting that his paternal uncle, Paul Itzkin (Iskin), who was born around 1890 in Druja, Russia to [REDACTED] and [REDACTED], owned a Swiss bank account. According to the Claimant, his uncle, who was Jewish, also resided in Riga, Latvia, and in Germany and Belgium. The Claimant stated that his uncle maintained a business in Germany, where he originally attended university. The Claimant stated that he believed that his uncle engaged in the family business of medical/surgical supply, which was located in Latvia, Vilnius, Lithuania, and Rio de Janeiro, Brazil. The Claimant stated that his uncle perished during the Holocaust. The Claimant indicated that he was born on 14 October 1930 in Moscow, Russia.

The Claimant submitted documents in support of his claim, including: (1) a family tree; (2) his own birth certificate; and (3) a narrative regarding his family.

Information Available in the Bank Records

The CRT notes that the Claimant submitted a claim to an account belonging to his uncle, Paul Itzkin. 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”

¹ The Claimant submitted a claim, numbered B-02285, on 4 January 2001, to the Holocaust Claims Processing Office (“HCPO”) of the New York State Banking Department. This claim was referred by the HCPO to the CRT and has been assigned Claim Number 600402.

or the “ICEP Investigation”) reported two accounts whose owner's name matches that provided by the Claimant. Each account is identified below by its Account Identification Number.

Accounts 5035747 and 5029862

The Bank’s records indicate that the Account Owner was Paul Itzkin of Riga, Latvia. Additionally, the Bank’s records indicate two street addresses used by the Account Owner. These records also include the Account Owner's signature and the opening date 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 his relative. Although the name and the city of residence of his uncle matches the published name and city of residence of the Account Owner, the Claimant was not able to identify unpublished information about the Account Owner, including his street addresses, as contained in the Bank’s records. The CRT has awarded the accounts to another claimant, who plausibly identified the Account Owner as her relative and was able to identify the Account Owner's unpublished street addresses. The CRT notes that this other claimant’s relative and the Claimant’s uncle are not the same person. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant’s uncle are the same person. 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 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
31 October 2005