

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

in re Accounts of Artur Katz

Claim Number: 216991/SB¹

This Certified Denial is based on the claim of [REDACTED], née [REDACTED], (the Claimant) to the account of Arthur (Artur) Katz.² This Denial is to the published accounts of Artur Katz (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 asserting that her paternal grandfather, Artur Katz, who was born in Vienna, Austria, and was married to [REDACTED], owned a Swiss bank account. The Claimant stated that her grandfather, who was Jewish, was a factory manager, who resided in Vienna. The Claimant further stated that her grandfather perished in Theresienstadt in 1942. The Claimant indicated that she was born on 6 November 1945 in Haifa, Palestine (today Israel).

Information Available in the Bank’s Records

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, Artur Katz. 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 three accounts whose owner’s name matches that provided

¹ The Claimant submitted four additional claims, which are registered under the Claim Numbers 216941, 217256, 221561 and 223004. In separate decisions, the CRT awarded the accounts of Emil Klein and Simon Benesch to the Claimant. See *In re Accounts of Emil Klein* (approved on 15 July 2003) and *In re Accounts of Simon Benesch and Irma Benesch* (approved on 3 June 2003). The CRT will treat the remaining claims in separate determinations.

² The CRT did not locate an account belonging to Arthur Katz 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).

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.

Accounts 1012804, 1012805 and 1012806

The Bank's records indicate that the Account Owner was Artur Katz, who resided in Germany. The Bank's records also indicate the Account Owner's city of residence in Germany, his other city and country of residence, and the title held by the Account Owner. Furthermore, the Bank's records indicate the dates of closing 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 her relative. Although the name of her grandfather matches the published name of the Account Owner, the information provided by the Claimant differs materially from the published and unpublished information about the Account Owner available in the Bank's records. Specifically, the Claimant stated that grandfather resided in Vienna, Austria. In contrast, the Bank's records show that the Account Owner resided in Germany and another country, which the Claimant did not identify. In addition, the CRT notes that the Claimant did not identify the title held by the Account Owner. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's grandfather 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 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
6 May 2006