

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant Janos Tarnoki

Claimed Account Owners: Dezső Klein, Dezsőne Klein and Janos Klein¹

Claim Numbers: 200242/RT; 200260/RT; 204829/RT

This determination is based on the claim of Janos Tarnoki (the “Claimant”) to Swiss bank accounts potentially owned by Dezső Klein, Dezsőne Klein and by the Claimant himself under the name Janos Klein. The CRT did not locate an account belonging to Dezsőne (Szerena) Klein (Buchwald) 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 Certified Denial is to a Swiss bank account potentially owned by the Claimant’s relative, Dezső (David) Klein and by the Claimant himself under his birth name Janos (Robert) Klein (the “Claimed Account Owners”).

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

Information Provided by the Claimant

The Claimant submitted a claim stating that his father, Dezső Klein, who was Jewish, resided in Hungary. The Claimant further stated that he also is Jewish, that he was born and has always resided in Hungary, that his birth name was Janos Klein, and that he later changed his family name to Tarnoki.

The CRT’s Investigation

The CRT matched the name of Dezső (David) Klein and Janos (Robert) Klein 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 Owners. In doing so, the CRT used advanced name matching systems and computer programs,

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

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

The CRT's Analysis

Identification of the Account Owners

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

Name: David Klein (V. Kolciach, Czechoslovakia)

Account Identification Number: 5034618

Specifically, the Claimant stated that his father, Dezsö Klein, resided in Budapest, Hungary. In contrast, records show that the account owner resided in V. Koslciach, Czechoslovakia. The CRT notes that a town named "V. Koslciach" did not and does not exist, and that the records likely copied language in Slovakian regarding the account owner's residence. In the Slovakian language, "v Kosiciach" means "in Kosice." Accordingly, the CRT understands the bank records to indicate that the account owner resided in Kosice, Czechoslovakia (today Kosice, Slovakia). The CRT further notes that until 1918 and between 1938 and 1945 Kosice belonged to Hungary under the name Kassa. The CRT also notes that Budapest and Kosice are over 250 kilometers apart and that Budapest and Kosice are both major urban centers, thus rendering it unlikely that a resident of Budapest would indicate Kosice as his or her place of residence, even for the purposes of maintaining a Swiss bank account.

Name: J. Klein (Frankenthal, Germany); Otto Kühlborth (power of attorney holder)

Account Identification Number: 5030144

Specifically, the Claimant stated that he was born and has always resided in Hungary. In contrast, the records show that the account owner resided in Germany.

The Claimant 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, the Claimant may appeal this decision 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 Claimant 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 Claimant 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 Claimant's claim to the accounts of Dezsö Klein, Dezsöne Klein and Janos Klein closed. Please note that this decision applies only to the Claim Number and Claimed Account Owners identified herein, and that the CRT is aware that the Claimant may have claimed accounts held by other persons or entities both in the Claim Number 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
23 June 2008