

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

in re Account of Isidor Kochmann

Claim Number: 002250/SB¹

This Certified Denial is based on the claim of [REDACTED], née [REDACTED], (the “Claimant”) to the published account of Isidor Kochmann (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 great-uncle in-law's brother, Isidor Kochmann, who was born on 5 September 1873 in Posen, Germany (now Poland), and was married to [REDACTED], owned a Swiss bank account. The Claimant stated that her great-uncle, who was Jewish, resided in Berlin, Germany, except for a time in 1938 when he resided in Vienna, Austria. The Claimant further stated that her great-uncle died on 4 August 1942 in either Minsk, Belarus or Lodz, Poland. The Claimant indicated that she was born on 9 June 1945 in Tel Aviv, Palestine (today Israel).

¹ The Claimant submitted additional claims to the accounts of Liselotte Meyer, Ida Meyer, Arthur Mayer, Lilly Meyer, Gustav Kochmann, Miriam Meyer, Margarete Kochmann, Felix Mayer, Martha Maier, Friedrich Meyer, Adolf Meyer, Erich Meier, Walter Sternberg, Oscar Popper, Emma Engel, Martha Engel, Hanna Meyer, Fritz Meyer, Alfred Lewin, Ludwig Littmann, Albert Seligmann, Jakob Meyer, Arthur Meyer, Ida Meier, Marie Sternberg, Odile Meyer, Marie Moses, Rudolf Meyer, Walter Moses, Max Sterenberg, Philipp Meyer, Hermann Meyer, Bertold Kochmann and Jana Bloch which are registered under the Claim Numbers 002068, 002069, 002070, 002199, 002200, 002201, 002247, 002248, 002249, 002251, 004051, 004052, 004053, 004054, 004055, 004203, 004204, 004205, 004206, 004236, 004244, 004245, 004246, 004256, 004264, 004265, 004266, 004683, 005397, 005398, 005412, 005413, 219455, 219456, 224496, 224498 and 224499. The CRT will treat the claims to these accounts in separate determinations.

Information Available in the Bank's Records

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, Isidor Kochmann. 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 one account whose owner's name matches that provided by the Claimant. Upon review of the bank documents, the CRT also located two additional accounts that were not reported by the auditors. 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 5033483, 5033483.1 and 5033483.2

The Bank's records indicate that the Account Owner was Isidor Kochmann, who resided in Ulm, Germany. The Bank's records also indicate the Account Owner's street address, spouse's name, and his date of death.

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 great-uncle in-law's brother 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 her relative was married to [REDACTED], lived in Berlin, Germany, and died in 1942. In contrast, the Bank's records show that the Account Owner was married to a different person, resided in Ulm, Germany, which is over 500 kilometers from Berlin, and died many years prior to 1942. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's relative are the same person. Moreover, it should be noted that the CRT has awarded the accounts to another claimant, who plausibly identified the Account Owner as her relative. 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, 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
14 December 2005