

# CLAIMS RESOLUTION TRIBUNAL

---

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

## **Certified Denial**

to Claimant [REDACTED]

**in re Account of Helene Metz  
and  
Account of Helene Weill**

Claim Number: 600887/MBC<sup>1</sup>

This Certified Denial is based on the claim of [REDACTED] (the “Claimant”) to the account of Helene Metz. This denial is to the published account of Helene Metz (“Account Owner 1”) at the [REDACTED] (“Bank 1”) and to the published account of Helene Weill (“Account Owner 2”), over which Georgette Weill and Joseph Weill (the “Power of Attorney Holders”) held power of attorney, at the [REDACTED] (“Bank 2”).<sup>2</sup>

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 to the Holocaust Claims Processing Office (“HCPO”) asserting that his mother, Helene Metz, née Weill, who was born on 21 February 1899 in Schirrhoffen, Alsace, France, and was married to [REDACTED] in 1926, owned a Swiss bank account. The Claimant indicated that his father was a cattle dealer, and that his parents resided in Bischwiller, Alsace, France. The Claimant stated that both his parents, who were Jewish, perished in the concentration camp in Auschwitz. The Claimant indicated that he was born on 29 January 1929 in Bischwiller.

The Claimant previously submitted an Initial Questionnaire with the Court in 1999, asserting his entitlement to a Swiss bank account owned by his parents, [REDACTED] and Helene Metz, née Weill.

---

<sup>1</sup> The Claimant submitted a claim, numbered B-00866, on 23 March 1998, 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 600887. The Claimant also submitted an Initial Questionnaire with the Court in 1999. The CRT is treating the Initial Questionnaire and the HCPO claim under the consolidated Claim Number 600887.

<sup>2</sup> In this claim, the Claimant also claimed the account of Sylvain (Emanuel) Metz. The CRT will treat the claim to this account in a separate determination.

## **Information Available in the Bank's Records**

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Helene Metz, née Weill. 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 two accounts whose owners' names match that provided by the Claimant. The accounts are identified below by their Account Identification Number, which is a number assigned to the account by the ICEP auditors for tracking purposes.

### Account 2015689

Bank 1's records indicate that Account Owner 1 was Miss (*Frl.*) Helene Metz, who resided in Freiburg, Germany. Bank 1's records also indicate the dates of opening and closing of the account.

### Account 5032378

Bank 2's records indicate that Account Owner 2 was Helene Weill, also known as Helene Kauffmann, who resided in Paris France, and that the Power of Attorney Holders were Georgette Weill and Joseph Weill. Bank 2's records also indicate Account Owner 2's maiden name, her street address, and the name of the co-owner of this account, who appears to be closely related to Account Owner 2. Bank 2's records also indicate the dates of opening and closing of the account.

## **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 Owners

As for account 2015689, the CRT concludes that the Claimant has not identified Account Owner 1 as his relative. Although the name of his mother matches the published name of Account Owner 1, the information provided by the Claimant differs materially from the published information about Account Owner 1 available in Bank 1's records. Specifically, the Claimant stated that his mother's maiden name was Weill. In contrast, Bank 1's records show that Account Owner 1's maiden name was Metz. Furthermore, the Claimant stated that his mother resided in Bischwiller, France. In contrast, Bank 1's records show that Account Owner 1 resided in Freiburg, Germany. Consequently, the CRT is unable to conclude that Account Owner 1 and the Claimant's mother are the same person.

As for account 5032378, the CRT concludes that the Claimant has not identified Account Owner 2 as his relative. Although the name of his mother matches the published name of Account Owner 2, the information provided by the Claimant differs materially from the published information about Account Owner 2 available in Bank 2's records. Specifically, the Claimant stated that his mother's maiden name was Weill. In contrast, Bank 2's records show that Account Owner 2 had a different maiden name. Furthermore, the Claimant stated that his mother resided in Bischwiller, France. In contrast, Bank 2's records show that Account Owner 2 resided in Paris, France. The CRT notes that the Claimant did not identify the name of the person who held the account jointly with Account Owner 2, nor did he identify the names of the Power of Attorney Holders, despite the fact that they had the same last name as Account Owner 2. Consequently, the CRT is unable to conclude that Account Owner 2 and the Claimant's mother 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 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  
30 September 2005