

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant Teodora Irene Cevallos

**Claimed Account Owner: Emma Muller<sup>1</sup>**

Claim Number: 213764/HU

This Certified Denial is to the claim of Teodora Irene Cevallos (the “Claimant”) to a Swiss bank account potentially owned by the Claimant’s relative, Emma Muller (the “Claimed Account Owner”).

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 Emma Muller, who was Jewish, resided in Frankfurt am Main, Germany, until 1939, and in The Hague, the Netherlands until 1942, when she perished. The Claimant indicated that her relative’s maiden name was Muller. The CRT notes that the Claimant submitted numerous documents that indicate that her relative’s maiden name was spelled Muller and that show no alternative spelling of that name.

### **The CRT’s Investigation**

The CRT matched the name of Emma Muller 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 Owner. In doing so, the CRT used advanced name matching systems and computer programs, 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 Owner. Accordingly, the CRT was unable to conclude that any of these accounts belonged to the Claimed Account Owner.

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

## The CRT's Analysis

### Identification of the Account Owner

The list below contains names of account owners that match the name of the Claimed Account Owner and the reasons why the CRT has concluded that the Claimed Account Owner 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: Emma Mueller*

*Account Identification Number: 1000874*

*Specifically, the Claimant stated that her relative, Emma Muller, had the maiden name of Muller. The CRT notes that the Claimant submitted numerous official documents that indicate that her relative's maiden name was spelled Muller, and provided no further evidence of any alternative spelling to the surname Muller. In contrast, the records show that the account owner's name was spelled Mueller. The CRT notes that the account at issue has been awarded to other claimants, who plausibly identified the account owner as their relative, including with documents showing that their relatives' names were spelled "Mueller."*

*Name: Emmy Mueller (Leipzig, Germany)*

*Account Identification Number: 1011489*

*Specifically, the Claimant stated that her relative, Emma Muller, had the maiden name of Muller, and resided in Frankfurt am Main until 1939, and in The Hague, the Netherlands until 1942. In contrast, the records show that the account owner had a different maiden name and resided in Leipzig, which is approximately 350 kilometers from Frankfurt.*

*Name: Emma Müller*

*Account Identification Number: 5034330*

*Specifically, the Claimant stated that her relative, Emma Muller, resided in Frankfurt am Main until 1939, and in The Hague, the Netherlands until 1942. The CRT notes that the Claimant submitted numerous official documents that indicate that her relative's maiden name was spelled Muller, and provided no further evidence of any alternative spelling to the surname Muller. In contrast, the records show that the account owner's name was spelled Müller, and resided in a different city in the Netherlands, which is over 50 kilometers from The Hague. The CRT notes that The Hague is a major urban center and the account owner resided in a minor city, thus rendering it unlikely that the Claimant's relative would indicate the account owner's place of residence as her place of residence, even for the purposes of maintaining a Swiss bank account. The CRT further notes that the Claimant did not identify the power of attorney holder, who appears to be a close relative of the account owner.*

*Name: Emma Müller-Beinert*

*Account Identification Number: 5032532*

*Specifically, the Claimant stated that her relative, Emma Muller, resided in Frankfurt am Main until 1939, and in The Hague, the Netherlands until 1942. The CRT notes that the Claimant submitted numerous official documents that indicate that her relative's maiden name was spelled Muller, and provided no further evidence of any alternative spelling to the surname Muller. In*

*contrast, the records show that the account owner account owner's name was spelled Müller-Beinert, and resided in a different country. The CRT further notes that the Claimant did not identify the second half of the account owner's hyphenated last name.*

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](http://www.crt-ii.org).

#### Right of Appeal and Request for Reconsideration

Pursuant to Article 30 of the Rules Governing the Claims Resolution Process, as amended (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 Emma Muller closed. Please note that this decision applies only to the Claim Number and Claimed Account Owner 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  
14 September 2007