

# CLAIMS RESOLUTION TRIBUNAL

---

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

## **Certified Denial**

to Claimant Sofie Zimmern  
represented by Henry J. Zimmern

## **in re Accounts of Rosa Neuburger**

Claim Number: 400718/MBC

This Certified Denial is based on the claim of Sofie Zimmern, née Neuburger, (the “Claimant”) to an account of Rosa Heussinger, née Neuburger.<sup>1</sup> This Denial is to the published accounts of Rosa Neuburger (the “Account Owner”) at the [REDACTED] (the “Bank”).

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 Form in 2005 asserting that her paternal aunt, Rosa Heussinger, née Neuburger, who was born in Germany, and was married to Sally Heussinger in Germany, owned a Swiss bank account. The Claimant stated that her aunt, who was Jewish, owned and operated a toy factory with her spouse in Nuremberg, Germany, until sometime after March 1938, when she was deported by the Nazis to Theresienstadt, where she perished. The Claimant indicated that she was born on 27 January 1922 in Ellingen, Germany.

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

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, Rosa Heussinger, née Neuburger. 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 owner’s name matches that provided 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.

---

<sup>1</sup> The CRT did not locate an account belonging to Rosa Heussinger 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”).

## Accounts 1011581 and 1011582

The Bank's records indicate that the Account Owner was Rosa Neuburger. The Bank's records also indicate the Account Owner's city and country of residence. The Bank's records further indicate the name of another individual who was associated with the accounts at issue. Furthermore, the Bank's records indicate the closing dates 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

As for Accounts 1011581 and 1011582, the CRT concludes that the Claimant has not identified the Account Owner as her relative. Although the maiden name of her aunt matches the published name of the Account Owner, the information provided by the Claimant differs materially from the unpublished information about the Account Owner available in the Bank's records. Specifically, the Claimant stated that her aunt resided in Nuremberg, Germany, until her deportation sometime after March 1938. In contrast, the Bank's records indicate that the Account Owner resided in a city in a different country, which was not identified by the Claimant. Moreover, the Claimant failed to identify the name of another individual who was associated with the accounts at issue, even though that person appears to be closely related to the Account Owner. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's aunt 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 that 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  
7 June 2006