

# CLAIMS RESOLUTION TRIBUNAL

---

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

## **Certified Denial**

to Claimant [REDACTED]

## **in re Account of Elfriede Neumann and Accounts of Frieda Sommerfeld**

Claim Number: 220645/SB<sup>1,2,3</sup>

This Certified Denial is based on the claim of [REDACTED] (the “Claimant”) to the account of Elfriede (Frieda) Neumann, née Sommerfeld.<sup>4</sup> This Denial is to the published account of Elfriede Neumann (“Account Owner 1”) and to the published accounts of Frieda Sommerfeld (“Account Owner 2”) all held 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 his father’s first wife, Elfriede (Frieda) Neumann, née Sommerfeld, who was born on 13 January 1891 in Eichenhain, Germany and was married to [REDACTED] on 26 February 1916 in Königsrode, Germany, owned a Swiss bank account. The Claimant stated that his father’s first wife, who was Jewish, resided from 1930 to 1945, in Breslau (today Wroclaw, Poland) and in Berlin, Germany. The Claimant further stated that his father’s first wife died on 11 August 1960 in Hanover, Germany. The Claimant indicated that he was born on 28 February 1945 in Berlin.

---

<sup>1</sup> The Claimant submitted two Claim Forms, which were registered under the Claim Numbers 220644 and 220645. The CRT has determined that these claims are duplicate claims and is treating them under the consolidated Claim Number 220645.

<sup>2</sup> The Claimant submitted one additional claim, which is registered under the Claim Number 220643. The CRT will treat this claim in a separate determination.

<sup>3</sup> The Claimant submitted an Initial Questionnaire to the Court in 1999 and a Claim Form to the CRT. The CRT is treating the Initial Questionnaire and the Claim Form under the consolidated Claim Number 220643.

<sup>4</sup> The CRT did not locate an account belonging to Elfriede Sommerfeld or Frieda Nuemann, 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”).

The Claimant previously submitted an Initial Questionnaire to the Court in 1999 asserting his entitlement to a Swiss bank account owned by Elfriede Neumann, née Sommerfeld.

The Claimant submitted documents in support of his claim, including his family book, which indicates that [REDACTED] was previously married to Elfriede Neumann, née Sommerfeld.

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

The CRT notes that the Claimant submitted a claim to an account belonging to his father's first wife, Elfriede (Frieda) Neumann, née Sommerfeld. 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 three accounts whose owners' names match 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.

#### Account 1000455

The Bank's records indicate that Account Owner 1 was Elfriede Neumann, who resided in Berlin, Germany. The Bank's records also indicate Account Owner 1's maiden name, the name of her spouse and her street address in Berlin.

#### Accounts 1011197 and 1011198

The Bank's records indicate that Account Owner 2 was Frieda Sommerfeld, who resided in Germany. The Bank's records also indicate Account Owner 2's maiden name and city of residence in Germany. Furthermore, the Bank's records indicate the dates of closing 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 Owners

As for Account 1000455, the CRT concludes that the Claimant has not identified Account Owner 1 as his relative. Although the name of his father's first wife matches the published name of Account Owner 1, the information provided by the Claimant differs materially from the unpublished information about Account Owner 1 available in the Bank's records. Specifically, the Claimant stated that his father's first wife's maiden name was Sommerfeld. In contrast, the Bank's records show that Account Owner 1 had a different maiden name. Consequently, the

CRT is unable to conclude that Account Owner 1 and the Claimant's father's first wife are the same person.

As for Accounts 1011197 and 1011198, the CRT concludes that the Claimant has not identified Account Owner 2 as his relative. Although the name of his father's first wife matches the published name of Account Owner 2, the information provided by the Claimant differs materially from the unpublished information about Account Owner 2 available in the Bank's records. Specifically, the Claimant stated that his father's first wife's maiden name was Sommerfeld. In contrast, the Bank's records show that Account Owner 2 had a different maiden name. Consequently, the CRT is unable to conclude that Account Owner 2 and the Claimant's father's first wife 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  
8 August 2006