

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant Zofja Lurie

in re Account of Sophie Rosinski

Claim Number: 500016/GP/EZ

This Certified Denial is based on the claim of Zofja Lurie, née Rosjanska, (the “Claimant”) to the published account of Sophie Rosinski (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 asserting that she owned a Swiss bank account and that she was born on 20 January 1925, in Wilno, Poland. The Claimant indicated that her father, Jacob Rosjanski (or Rosianski), was a businessman with international connections and traveled extensively before the Second World War, including to Germany and Switzerland. According to the Claimant, her father lived in Berlin in the early 1930s, and planned to open a bank account for her in Switzerland. The Claimant indicated that she and her family were placed in the Jewish ghetto in Wilno from 1941 to 1942. The Claimant stated that she survived the Holocaust, married Edward Lurie on 7 July 1952, and has lived in Cape Town, South Africa ever since. The Claimant further stated that her maiden name was Zofja Rosjanska and indicated that Sophie Rosinski was an alternative spelling.

The Claimant submitted documents in support of her application, including her identity card, which indicates that her maiden name is Rosjanska.

Information Available in the Bank’s Records

The CRT notes that the Claimant submitted a claim to an account belonging to Sophie Rosinski. 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 the alternative name provided by the Claimant. Upon review of the bank documents, the CRT also located an additional account that was 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 5027634 and 5027634.1

The Bank's records indicate that the Account Owner was Sophie Rosinski, who resided in Berlin, Germany. The Bank's records also indicate the Account Owner's street address. Furthermore, the Bank's records indicate that the Account Owner had the title *Frau* in the early 1930s. Finally, the Bank's records indicate that there was no power of attorney holder to 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

The CRT is unable to conclude that the Account Owner and the Claimant are the same person. Although the alternative spelling of her name matches the published name of the Account Owner, the information provided by the Claimant differs from the published and unpublished information about the Account Owner available in the Bank's records. Specifically, the Bank's records indicate that the Account Owner was *Frau* Sophie Rosinski in the early 1930s. This indicates that the Account Owner was either married (married name – Rosinski) or that she was considered to be of an age at which such form of address was appropriate. In this case, the Claimant was born in 1925, and was married in 1952, and therefore would not have been addressed as *Frau* Sophie Rosinski in the early 1930s, when she was a young child. Moreover, the Claimant did not provide any documentation to show that her name was spelled Sophie Rosinski at any time or that she had an address in Berlin, as contained in the Bank's records.

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 the Special Master, c/o Claims Resolution Tribunal, P.O. Box 9564, 8036 Zurich, Switzerland.

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