

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant Martin Engel

**in re Account of Aron Schächter  
(Power of Attorney Holder Rebeka Schächter)**

Claim Number: 005348/AV<sup>1</sup>

This Certified Denial is based on the claim of Martin Engel (the Claimant ) to the published account of Aron Schächter (the “Account Owner”), over which Rebeka Schächter (the “Power of Attorney Holder”) held power of attorney, 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 his maternal great-uncle, Aron Schächter, owned a Swiss bank account. The Claimant further asserted that his maternal grandmother, Rebeka (Rifka) Mayer (Maier, Meyer), née Schächter, who was born in 1880, and who was married to Meshulam (Michael, Meshulim) Mayer (Maier, Meyer), was a power of attorney holder to this Swiss bank account. The Claimant stated that his grandmother’s family resided in Viznitz, Romania (today Vizhnitsa, Ukraine). The Claimant indicated that his grandmother’s spouse died on 10 July 1912, and that she did not remarry. According to the Claimant, his great-uncle, who was Jewish, left Romania in the 1930s, and the Claimant’s grandmother, who also was Jewish, gave him money to deposit in a Swiss bank. The Claimant indicated that his grandmother and family were deported to a concentration camp in October 1941. The Claimant stated that his grandmother died in 1950 in Cimpulung, Romania. The Claimant indicated that he was born on 11 April 1941 in Viznitz.

The Claimant previously submitted an ATAG Ernst & Young claim form in 1998, asserting his entitlement to a Swiss bank account owned by Karl Mayer.

The Claimant submitted documents in support of his claim, including affidavits from the Claimant’s mother in support of an application for compensation from the German government,

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<sup>1</sup> The Claimant submitted an Initial Questionnaire with 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 005348.

identifying the Claimant's grandmother's maiden name as Rebeka Schächter and indicating that she resided in Viznitz.

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

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Aron Schächter, over which his relative, Rebeka Mayer, née Schächter, held power of attorney. 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 and power of attorney holder's names match those provided by the Claimant. The 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 5024443

The Bank's records indicate that the Account Owner was Aron Schächter, who resided in Radauti, Romania, and that the Power of Attorney Holder was Rebeka Schächter. The Bank's records also indicate the Account Owner's street address and relationship to the Power of Attorney Holder. In addition, the Bank's records indicate the Power of Attorney Holder's city and country of residence, street address, and marital status. Furthermore, the Bank's records indicate the date on which the power of attorney form was signed. Finally, the Bank's records contain the Account Owner's and the Power of Attorney Holder's signatures.

### **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 concludes that the Claimant has not identified the Account Owner or the Power of Attorney Holder as his relative. Although the names of his great-uncle and grandmother match the published names of the Account Owner and the Power of Attorney Holder, the information provided by the Claimant differs materially from the unpublished information about the Account Owner and the Power of Attorney Holder available in the Bank's records. Specifically, the Claimant stated that his great-uncle and his grandmother were siblings. In contrast, the Bank's records show that the Account Owner had a different relationship to the Power of Attorney Holder. In addition, the Claimant indicated that his grandmother was married to Meshulam Mayer and that her maiden name was Schächter, whereas the Bank's records indicate that Schächter was the Power of Attorney Holder's married name. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's great-uncle are the same person, or that the Power of Attorney Holder and the Claimant's grandmother are the same person. Moreover, it should be noted that the CRT has awarded the account to other claimants, who plausibly

identified the Account Owner as their relative. All decisions are published upon release on the CRT's website at [www.crt-ii.org](http://www.crt-ii.org).

### 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  
23 February 2006