

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED 1]
also acting on behalf of [REDACTED 2], [REDACTED 3], [REDACTED 4], [REDACTED 5]
and [REDACTED 6]
represented by [REDACTED]

in re Account of Egon Schick

Claim Number: 223454/MG^{1,2,3}

This Certified Denial is based on the claim of [REDACTED 1] (the “Claimant”) to the published account of Egon Schick (the “Account Owner”) 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 cousin, Egon Schick, who was born no earlier than 1929 in Vienna, Austria, owned a Swiss bank account. The Claimant stated that his cousin resided between the years 1929 and 1937 in Vienna, and that in 1937 he moved with his family to Holic, Czechoslovakia. According to the Claimant his cousin was deported to Auschwitz, where he perished in 1942. The Claimant indicated that he was born on 23 June 1923 in Vieska, Slovakia.

The Claimant previously submitted Initial Questionnaires with the Court in 1999, asserting his entitlement to a Swiss bank account owned by Egon Schick.

The Claimant submitted documents in support of his application, including the birth certificates of his mother, his grandmother and his own.

¹ The Claimant submitted two Claim Forms, which were registered under the Claim Numbers 223450 and 223454. The CRT has determined that these claims are duplicate claims and is treating them under the consolidated Claim Number 223454.

² The Claimant submitted an additional claim to the account of Jakob Klein, which is registered under the Claim Number 223453. The CRT has awarded the account of Jakob Klein to the Claimant. See *In re Account of Jakob Klein* (approved 15 Septmeber 2003).

³ The Claimant submitted Initial Questionnaires with the Court in 1999 and a Claim Form to the CRT. The CRT is treating the Initial Questionnaires and the Claim Form under the consolidated Claim Number 223454.

Information Available in the Bank's Records

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Egon Schick. 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 that 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 5027006

The Bank's records indicate that the Account Owner was Egon Schick, who resided in Vienna, Austria. The Bank's records also indicate the Account Owner's title.

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 as his relative. Although the name of his cousin 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 his cousin was born no earlier than 1929. In contrast, the Bank's records show that the Account Owner had a title in a year in which the Claimant's cousin was too young to have such a title. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's relative are the same person. Moreover, it should be noted that the CRT has awarded the account to another claimant who plausibly identified the Account Owner as her relative. All decisions are published upon release on the CRT's website at 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 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 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
13 October, 2004