

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimants [REDACTED 1]

and [REDACTED 2]

Claimed Account Owners: Rose Schindler and Alfred Schindler¹

Claim Numbers: 211936/SB; 211938/SB

This Certified Denial is to the claims of [REDACTED 1] and [REDACTED 2] (the “Claimants”) to a Swiss bank account potentially owned by the Claimants’ relatives, Rose (Rosalie, Rosi) Schindler and Alfred (Fredy) Schindler (the “Claimed Account Owners”).

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 Claimants

The Claimants, who are related, each submitted a claim stating that Rose Schindler and Alfred Schindler, who were Jewish, were married and resided in Jenaerstrasse 9 (Yenaerstrasse), Berlin Germany. The Claimants further stated that Alfred Schindler died in Berlin sometime prior to 1937 and that Rose Schindler fled Germany in 1937, going first to Italy, and ultimately emigrating to Peru in 1940. The CRT notes that the Claimants did not indicate that Alfred Schindler held any professional or academic title.

The CRT’s Investigation

The CRT matched the names of Rose (Rosalie, Rosi) Schindler and Alfred (Fredy) Schindler to the names of all account owners in the Account History Database and identified accounts belonging to individuals whose names match, or are substantially similar to, the name of the Claimed Account Owners. In doing so, the CRT used advanced name matching systems and computer programs, and considered variations of names, including name variations provided by Yad Vashem, The Holocaust Martyrs’ and Heroes’ Remembrance Authority, in Jerusalem, Israel, to ensure that all possible name matches were identified. However, a close review of the

¹ The Claimants should note that this determination relates only to the Claim Numbers and Claimed Account Owners stated above, and that the CRT is aware that the Claimants may have submitted other claims.

relevant bank records indicated that the information contained therein was inconsistent with the information the Claimants provided regarding the Claimed Account Owners. Accordingly, the CRT was unable to conclude that any of these accounts belonged to the Claimed Account Owners.

The CRT's Analysis

Identification of the Account Owners

The list below contains names of account owners that match the names of the Claimed Account Owners and the reasons why the CRT has concluded that the Claimed Account Owners and an account owner are not the same person. If an account owner's place of residence was published, that place of residence is also listed.

Name: Rose Schindler (Berlin, Germany) Alfred Schindler (power of attorney holder)

Account Identification Number: 5023670

Specifically, the Claimants stated that their relatives, Rose Schindler and Alfred Schindler, resided at Jenaerstrasse 9 (Yenaerstrasse), Berlin Germany and did not indicate that Alfred Schindler held any professional or academic title. In contrast, the records show that the account owner resided at a different street address in Berlin and that the power of attorney holder held an academic or professional title. The CRT also notes that this account was awarded to another claimant who definitely identified the account owner and power of attorney holder as their relative.

Name: Alfred Schindler (Berlin, Germany) Alma Schindler (power of attorney holder)

Account Identification Numbers: 5023914 and 5029594

Specifically, the Claimants stated that their relative, Alfred Schindler, resided at Jenaerstrasse 9 (Yenaerstrasse), Berlin Germany and, the CRT notes, did not indicate that Alfred Schindler held any professional or academic title. In contrast, the records show that the account owner resided at a different street address in Berlin and held an academic or professional title. The CRT also notes that the Claimants did not identify the power of attorney holder, even though this person appears to be closely related to the account owner. The CRT further notes that the accounts were awarded to another claimant who definitely identified the account owner and power of attorney holder as their relative.

The Claimants should note that all accounts awarded by the CRT are published upon release on the CRT's website at www.crt-ii.org.

Right of Appeal and Request for Reconsideration

Pursuant to Article 30 of the Rules Governing the Claims Resolution Process, as amended (the "Rules"), the Claimants may appeal this decision or submit a request for reconsideration within ninety (90) days of the date of the letter accompanying this decision.

An appeal must be based upon a plausible suggestion of error regarding the CRT's conclusions set out in this decision. Any appeals which are submitted without a plausible suggestion of error shall be summarily denied. A request for reconsideration must be based on new documentary evidence not previously presented to the CRT that, if considered, would have led to a different outcome of the claim. Claimants should briefly explain the relevance of the newly submitted documents in view of the conclusions stated in the certified decision.

The Claimants should send appeals and/or requests for reconsideration in writing to the following address: Oren Wiener, Claims Resolution Tribunal, Attention: Appeals / Request for Reconsideration, P.O. Box 9564, 8036 Zurich, Switzerland. If more than one account has been treated in this decision, the Claimants should identify the account, including, where available, the Account Identification Number, that forms the basis of the appeal and/or request for reconsideration.

Scope of the Denial

The CRT now considers the Claimants' claims to the accounts of Rose Schindler and Alfred Schindler closed. Please note that this decision applies only to the Claim Numbers and Claimed Account Owners identified herein, and that the CRT is aware that the Claimants may have claimed accounts held by other persons or entities both in the Claim Numbers specified above and in other claims submitted to the CRT.

Certification of the Denial

The CRT certifies this Denial for approval by the Court.

Claims Resolution Tribunal
6 August 2007