

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant [REDACTED]

**in re Accounts of Anna Schneider  
and  
Account of Hanna Bertha Clara Friedrich-Schneider<sup>1</sup>  
and  
Accounts of Anny Schneider<sup>1</sup>**

Claim Number: 213858/AH

This Certified Denial is based on the claim of [REDACTED] (the “Claimant”) to accounts of [REDACTED]. This Denial is to the published accounts of Anna Schneider (“Account Owner 1”) at the [REDACTED] (“Bank 1”), to the published account of Hanna Bertha Clara Friedrich-Schneider (“Account Owner 2”) at the [REDACTED] (“Bank 2”) and to the published accounts of Anny Schneider (“Account Owner 3”) at the [REDACTED] (“Bank 3”).

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 owners, and the banks have been redacted.

### **Information Provided by the Claimant**

The Claimant submitted a Claim Form asserting that his paternal aunt, [REDACTED], who was born on 15 November 1888 in Berlin, Germany, owned a Swiss bank account. The Claimant indicated that his aunt was a radiographer, who worked and resided in Berlin. The Claimant indicated that his aunt was not married. The Claimant further indicated that in 1942, his aunt, who was Jewish, was deported by the Nazis from Germany to Riga, Latvia, where she perished on 31 December 1942. The Claimant indicated that he was born on 23 May 1925 in Berlin.

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<sup>1</sup> In an effort to locate any and all accounts that might have belonged to the Claimant’s relative, the CRT has reviewed and analyzed all accounts whose owners’ names are substantially similar to that of the Claimant’s relative, even if the Claimant did not specifically claim that particular account. Moreover, the CRT recognizes that, in many cases, spellings of names have changed due to the passage of time in the decades since the Second World War, as well as due to the transcription of names into different languages.

The Claimant submitted documents in support of his application, including: (1) a copy of a request to issue an inheritance order regarding [REDACTED]'s mother's Estate; and (2) a letter written by [REDACTED].

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

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, [REDACTED]. 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 five accounts whose owners' names match or are substantially similar to 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.

#### Accounts 1012795 and 1012796

Bank 1's records indicate that Account Owner 1 was Anna Schneider, who resided in Germany. Bank 1's records also indicate the name of Account Owner 1's husband who jointly held the account at issue and Account Owner 1's city of residence. Furthermore, the Bank's records indicate the dates of closing of the accounts at issue.

#### Account 5030120

Bank 2's records indicate that Account Owner 2 was Hanna Bertha Clara Friedrich-Schneider, who resided in Reichenbach, Germany. Bank 2's records also indicate the name of Account Owner 2's husband who jointly held the account at issue, Account Owner 2's married and maiden last names and the joint account owner's street address. Furthermore Bank 2's records also indicate the date of opening of the account at issue. Finally, Bank 2's records contain the account owners' signatures.

#### Accounts 4020084 and 4020085

Bank 3's records indicate that Account Owner 3 was Anny Schneider, who resided in Vienna, Austria. Bank 3's records also indicate the name of Account Owner 3's husband who jointly held the account at issue and the account owners' street address, their district of residence in Vienna and indicate an additional country of residence of the account owners. Finally, Bank 3's records also indicate the dates of opening and 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 Owner

As for Accounts 1012795 and 1012796, the CRT concludes that the Claimant has not identified Account Owner 1 as his relative. Although the name of his paternal aunt 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 Bank 1's records. Specifically, the Claimant indicated that his aunt was not married and [REDACTED] was her maiden name. In contrast, Bank 1's records show that Schneider was Account Owner 1's married name and that she was married to a person who jointly held the accounts at issue and who was not identified by the Claimant. Furthermore, the Claimant indicated that his aunt resided and worked in Berlin, where she was born. In contrast, Bank 1's records show that Account Owner 1 resided in another city which is located more than 400 kilometers away from Berlin. Finally, the Claimant indicated that his aunt used the middle name [REDACTED], which was not indicated in Bank 1's records. Consequently, the CRT is unable to conclude that Account Owner 1 and the Claimant's aunt are the same person.

As for Account 5030120, the CRT concludes that the Claimant has not identified Account Owner 2 as his relative. Although the name of his mother is substantially similar to the published name of Account Owner 2, the information provided by the Claimant differs materially from the published and unpublished information about Account Owner 2 available in Bank 2's records. Specifically, the Claimant indicated that his aunt was not married. In contrast, Bank 2's records show that Account Owner 2 was married to a person who jointly held the account at issue and who was not identified by the Claimant. Furthermore, the Claimant indicated that his aunt resided and worked in Berlin, where she was born. In contrast, Bank 2's records show that Account Owner 2 resided in Reichenbach, which is located more than 680 kilometers away from Berlin. Finally, the Claimant did not identify Account Owner 2's middle names, Bertha and Clara, and indicated that his aunt used the middle name [REDACTED] which was not indicated in Bank 2's records. Consequently, the CRT is unable to conclude that Account Owner 2 and the Claimant's aunt are the same person.

As for Accounts 4020084 and 4020085, the CRT concludes that the Claimant has not identified Account Owner 3 as his relative. Although the name of his relative is substantially similar to the published name of Account Owner 3, the information provided by the Claimant differs materially from the published and unpublished information about Account Owner 3 available in Bank 3's records. Specifically, the Claimant indicated that his aunt was not married. In contrast, Bank 3's records show that Schneider was Account Owner 3's married name and that she was married to a person who jointly held the accounts at issue and who was not identified by the Claimant. Furthermore, the Claimant stated that his aunt resided in Germany. In contrast, Bank 3's records show that Account Owner 3 resided in Austria. Finally, the Claimant indicated that his aunt used the middle name [REDACTED] which was not indicated in Bank 3's records. Consequently, the CRT is unable to conclude that Account Owner 3 and the Claimant's aunt 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 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  
30 September 2004