

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant [REDACTED]

**in re Account of J. Schoenfeld**

Claim Number: 601653/WM<sup>1</sup>

This Certified Denial is based on the claim of [REDACTED] (the “Claimant”) to an account of Jakab (Jenö) Schönfeld.<sup>2</sup> This Denial is to the published account of J. Schoenfeld (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 to the Holocaust Claims Processing Office (“HCPO”) in 1998, asserting that his uncle, Jakab Schönfeld, who was born in approximately 1902 in Strabicova, Hungary, and was married to [REDACTED], née [REDACTED], in approximately 1927, owned a Swiss bank account. The Claimant indicated that his uncle, who was Jewish, owned an embroidery business, and resided in Strabicova, Kiskunfelegyhaza and Ujhel, Hungary. According to the Claimant his uncle perished in approximately 1945. The Claimant indicated that he was born on 10 March 1920 in Svaljava, the Ukraine.

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

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Jakab Schönfeld. 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

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<sup>1</sup> The Claimant submitted a claim, numbered B-01568, on 23 November 1998, to the Holocaust Claims Processing Office (“HCPO”) of the New York State Banking Department. This claim was referred by the HCPO to the CRT and has been assigned Claim Number 601653.

<sup>2</sup> The CRT did not locate an account belonging to Jakab Schönfeld, or Jenö Schönfeld in the Account History Database prepared pursuant to the investigation of the Independent Committee of Eminent Persons (“ICEP” or “ICEP Investigation”), which identified accounts probably or possibly belonging to Victims of Nazi Persecution, as defined in the Rules Governing the Claims Resolution Process, as amended (the “Rules”).

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 5026560 and 5026560.1

The Bank's records indicate that the Account Owner was J. Schoenfeld, who resided in Vienna, Austria, and that the Power of Attorney Holder was Lina Brix. The Bank's records also indicate the Account Owner's street address as well as Power of Attorney Holder Lina Brix's street address, city and country of residence. The Bank's records also contain the name of another power of attorney holder and the city and country of residence of that person. Furthermore, the Bank's records indicate the dates of opening of both of the accounts at issue. Finally, the Bank's records contain the Account Owner's and both power of attorney holders' 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 as his relative. Although the name of his uncle matches the published first name initial and last name of the Account Owner, the information provided by the Claimant differs materially from the published information about the Account Owner available in the Bank's records. Specifically, the Claimant stated that his uncle resided in Hungary until his death in 1945. In contrast, the Bank's records indicate that the Account Owner resided in Vienna, Austria. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's uncle 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 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 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  
3 March 2006