

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

in re Accounts of Georg Schulz

Claim Number: 601554/LV¹

This Certified Denial is based on the claim of [REDACTED], née [REDACTED], (the “Claimant”) to an account of George (Georg) Schulz. This Denial is to the published accounts of George Schulz (the “Account Owner”) at the [REDACTED] (the “Bank”).²

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”) asserting that her late husband, George (Georg) Schulz, who was born on 23 June 1907 in Pancevo, Serbia (later Yugoslavia, now Serbia and Montenegro), owned a Swiss bank account. The Claimant stated that her husband, who was Jewish, studied engineering at the *Eidgenössische Technische Hochschule* (Swiss Federal Institute of Technology) in Zurich, Switzerland, from 1922 until 1933. The Claimant further stated that from 1933 to 1938 her husband traveled to Swiss engineering companies in order to obtain heavy equipment for his family’s shipping company called *Schulz Co. Super Tugs*. The Claimant explained that when her husband’s father passed away, her husband returned to Belgrade, Yugoslavia (now Serbia and Montenegro), to take up the management of the family business. The Claimant stated that the company was sold to the British government in 1940 and that the proceeds of the sale were deposited in Swiss bank accounts. The Claimant also stated that she and her husband were married in 1940. The Claimant stated that in 1941 her husband fled Yugoslavia to Budapest, Hungary, where he remained until 1944. The Claimant stated further that in 1944 her husband was captured by the SS (*Schutzstaffel*) and taken as a slave laborer to Russia, where he was forced to remain until 1945. The Claimant explained that following Germany’s defeat, her husband hiked to Romania,

¹ The Claimant submitted a claim, numbered B-00392, on 3 December 1997, 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 601554.

² In this claim, the Claimant also claimed the account of Elisabeth Deutsch. The CRT will treat the claim to this account in a separate determination.

where friends helped him to return to Belgrade. The Claimant further explained that she was reunited with her husband in Madrid, Spain, and that they emigrated to the United States in 1946. The Claimant stated that her husband passed away in New York, New York in 1961. The Claimant indicated that she was born on 23 October 1922 in Vienna, Austria.

The Claimant previously submitted an Initial Questionnaire with the Court in 1999, asserting her entitlement to a Swiss bank account owned by George Schulz. The HCPO submitted documents on behalf of the Claimant, relating to research that office conducted on her behalf. None of these documents relates to the accounts described below.

Information Available in the Bank's Records

The CRT notes that the Claimant submitted a claim to an account belonging to her husband, George Schulz. 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 two accounts whose owner's name matches 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 1011150 and 101151

The Bank's records indicate that the Account Owner was Georg Schulz, who resided in Austria. The Bank's records also indicate the Account Owner's city of residence. Furthermore, the Bank's records 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 1011150 and 1011151, the CRT concludes that the Claimant has not identified the Account Owner as her relative. Although the name of her late husband matches the published name of the Account Owner, the information provided by the Claimant differs from the published and unpublished information about the Account Owner available in the Bank's records. Specifically, the Claimant stated that her husband was born in Yugoslavia in 1907, and that from 1907 until 1944, he resided in Yugoslavia, Switzerland, and Hungary. In contrast, the Bank's records show that the Account Owner resided in Austria. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's husband are the same person.

The CRT has taken utmost care in matching the names of the person identified by the Claimant as a possible account owner to names of actual account owners identified in the Account History Database prepared pursuant to the investigation of the ICEP, which identified accounts probably or possibly belonging to Victims of Nazi Persecution, as defined in the Rules. The CRT uses advanced name matching systems that consider variations of names, including name variations provided by Yad Vashem, Israel, to ensure that all possible name matches are identified. The CRT has reviewed this claim carefully and analyzed matches to accounts belonging to account owners with alternative spellings of George Schulz's surname, which include Schultz and Schulze, and has determined that these accounts do not belong to the Claimant's relative.

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 or the alternative surnames of the Account Owner identified above, which form 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 her 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
31 October 2005