

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]
represented by [REDACTED]

Claimed Account Owner: Louise Schwarz-Stock¹

Claim Number: 224457/RS

This Certified Denial is based on the claim of [REDACTED 1] (the “Claimant”) to a Swiss bank account potentially owned by the Claimant’s relative, Louise Schwarz-Stock (the “Claimed Account Owner”).

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 Louise Schwarz-Stock was either the aunt or cousin of her grandfather, [REDACTED], and, in correspondence with the CRT, the Claimant stated that Louise Schwarz-Stock, née Schwarz, was her great-grandmother’s cousin. According to the Claimant, Louise Schwarz-Stock was Jewish, resided in Germany, and married [REDACTED] in Hamburg, Germany on 14 June 1891. The Claimant stated that her family had no news of Louise Schwarz-Stock following the Second World War, and that she believed that Louise Schwarz-Stock had been deported from Germany.

The CRT’s Investigation

The CRT matched the name of Marguerite Baumann 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 Owner. 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

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

Heroes' Remembrance Authority, in Jerusalem, Israel, to ensure that all possible name matches were identified. However, a close review of the relevant bank records indicated that the information contained therein was inconsistent with the information the Claimant provided regarding the Claimed Account Owner. Accordingly, the CRT was unable to conclude that any of these accounts belonged to the Claimed Account Owner.

The CRT's Analysis

Identification of the Account Owner

The list below contains names of account owners that match the name of the Claimed Account Owner and the reasons why the CRT has concluded that the Claimed Account Owner 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: Louise Schwarz (Germany)

Account Identification Numbers: 1014311; 1014312

Specifically, the Claimant stated that her relative's maiden name was Schwarz, that she married [REDACTED] in 1891, and that she was likely deported and perished during the Second World War. In contrast, the bank's records show that the account owner had a different married name, was married to a different person, and had a different fate than that of the Claimant's relative.

Name: Louise Schwarz (Germany)

Account Identification Numbers: 1001482

Specifically, the Claimant stated that her relative's maiden name was Schwarz, that she married [REDACTED] in 1891, and that she was likely deported and perished during the Second World War. In contrast, the bank's records show that the account owner had a different married name, was married to a different person, and had a different fate than that of the Claimant's relative.

The Claimant 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, the Claimant 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 Claimant 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 Claimant 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 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
29 September 2008