

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]
both represented by von Trott zu Solz Lammek

Claimed Account Owner: Julius Stern

Claim Number: 401473/HS¹

This Certified Denial is to the claim of [REDACTED 1] (the “Claimant”) to Swiss bank accounts published on the list of account owners in 2005 and potentially owned by the Claimant’s relative, Wilhelm Theodor Julius Stern (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 stating that Wilhelm Theodor Julius Stern (or Wilhelm Julius Theodor Stern), who was a German citizen and Jewish, died in 1930. The Claimant indicated that Wilhelm Theodor Julius Stern’s heirs were the children of the latter’s sister, [REDACTED], née [REDACTED], who died on 21 December 1933.

In support of his claim, the Claimant submitted the will of Wilhelm Theodor Julius Stern’s brother, [REDACTED], dated in April 1939 in Frankfurt am Main, Germany, and a letter to the probate court in Frankfurt am Main, dated in January 1940, from the executor of the estate of [REDACTED], who died in December 1939 in Heidelberg, Germany. These documents refer to various relatives and associates of the Stern family who resided in Germany, Switzerland, and the United Kingdom.

The CRT’s Investigation

The CRT matched the name of the Claimed Account Owner 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

¹ In a separate decision, the CRT treated claim of [REDACTED 1] (the “Claimant”) to the account of Wilhelm Stern. See *In re Account of Wilhelm Stern* (approved on 8 August 2007).

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 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 CRT notes that the Claimant previously received a decision with respect to the account of Wilhelm Stern, which was published on the list of account owners in 2005.² The list below contains additional names of account owners that match, or are substantially similar to, 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.

Name: Julius Stern

Account Identification Numbers: 5029118 and 5030945

Specifically, the Claimant stated that his relative, Wilhelm Theodor Julius Stern, was a German citizen. The CRT notes that the Claimant did not indicate the city or country of residence of the Claimed Account Owner. However, the information and documents submitted by the Claimant show that various relatives and associates of the Claimed Account Owner's family resided in Germany, Switzerland, and the United Kingdom. However, the account records indicate that the account owner resided in a city and country which the Claimant did not identify. Furthermore, the Claimant indicated that his relative's full name was Wilhelm Theodor Julius Stern or Wilhelm Julius Theodor Stern. In contrast, the account records do not show that the account owner used any names other than Julius Stern.

Name: Jules Stern

Account Identification Number: 5034313

Specifically, the Claimant indicated that his relative was a German citizen, who died in 1930, and whose relatives and family associates resided in Germany, Switzerland, and the United Kingdom. In contrast, the account records show that the account owner was alive several years after the Claimed Account Owner's death, and that he resided in a city and country not identified by the Claimant. Furthermore, the Claimant indicated that his relative's full name was Wilhelm Theodor Julius Stern or Wilhelm Julius Theodor Stern. In contrast, the account records do not show that the account owner used any names other than Jules Stern.

² As noted above, the CRT previously treated the Claimant's claim to the account of Wilhelm Stern. See note 1 *supra*.

Right of Appeal and Request for Reconsideration

Pursuant to Article 30 of the Rules Governing the Claims Resolution Process, as amended (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.

Certification of the Denial

The CRT certifies this Denial for approval by the Court.

Claims Resolution Tribunal
17 September 2010