

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimants [REDACTED 1],

[REDACTED 2]

and [REDACTED 3]

## **in re Accounts of Jozef Strzelczyk**

Claim Numbers: 216347/SB; 217905/SB; 220069/SB<sup>1,2,3,4</sup>

This Certified Denial is based on the claims of [REDACTED 1] (“Claimant [REDACTED 1]”), [REDACTED 2] (“Claimant [REDACTED 2]”) and [REDACTED 3], née [REDACTED], (“Claimant [REDACTED 3]”) (together the “Claimants”) to the account of Iosef (Iosub) Strulovici (Strzelczyk, Strul).<sup>5</sup> This Denial is to the published accounts of Jozef Strzelczyk (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.

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<sup>1</sup> Claimant [REDACTED 1] submitted four Claim Forms, which were registered under the Claim Numbers 216312, 216347, 219986 and 219987. The CRT has determined that these claims are duplicate claims and is treating them under the consolidated Claim Numbers 216312 and 216347. The CRT will treat Claim Number 216312 in a separate decision.

<sup>2</sup> Claimant [REDACTED 2] submitted four additional claims, which are registered under the Claim Numbers 217906, 217907, 217908 and 217909. Claimant [REDACTED 3] also submitted an additional claim, which is registered under the Claim Number 220174. The CRT will treat these claims in separate determinations.

<sup>3</sup> According to Article 37 of the Rules Governing the Claims Resolution Process, as amended (the “Rules”), claims to the same or related accounts may be joined in one proceeding at the CRT’s discretion. In this case, the CRT determines it appropriate to join the three claims of the Claimants in one proceeding.

<sup>4</sup> The Claimants each submitted Initial Questionnaires to the Court in 1999 and Claim Forms to the CRT. The CRT is treating the Initial Questionnaires under the consolidated Claim Numbers 216312, 217905 and 220069, respectively.

<sup>5</sup> The CRT did not locate an account belonging to Iosef (Iosub) Strulovici ( Strul) 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.

## **Information Provided by the Claimants**

The Claimants, who are siblings, each submitted a Claim Form asserting that their father, Iosef Strzelczyk, who was born on 1 December 1894 in Botosani, Romania, and married [REDACTED] in 1924 in Botosani, owned a Swiss bank account. The Claimants stated that their father, who was Jewish, was a businessman who resided in Botosani until 1956, when he emigrated to Israel. The Claimants further stated that their father died on 2 February 1973 in Tel Aviv, Israel. Claimant [REDACTED 1] indicated that he was born on 11 August 1928 in Botosani, Claimant [REDACTED 2] indicated that he was born on 26 July 1925 in Botosani and Claimant [REDACTED 3] indicated that she was born on 7 April 1931, also in Botosani.

The Claimants each previously submitted an Initial Questionnaire to the Court in 1999 asserting their entitlement to a Swiss bank account owned by Iosef Strulovici.

The Claimants submitted numerous documents in support of their claims, all of which indicate that their family resided in Botosani.

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

The CRT notes that the Claimants submitted claims to an account belonging to their relative, Iosef Strzelczyk. 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 Claimants. 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 5034111 and 5034113

The Bank's records indicate that the Account Owner was Jozef Strzelczyk, who resided in Poznan, Poland. The Bank's records also indicate the name of a joint account owner, together with their city and country of residence. Finally, the Bank's records contain the Account Owner's signature, and the date on which the signature was provided.

## **The CRT's Analysis**

### Admissibility of the Claims

The CRT has determined that the claims are 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 Claimants have not identified the Account Owner as their relative. Although the name of their father matches the published name of the Account Owner, the

information provided by the Claimants differs materially from the published information about the Account Owner available in the Bank's records. Specifically, the Claimants stated that their father resided in Romania until 1956. In contrast, the Bank's records show that at this time the Account Owner resided in Poland. Consequently, the CRT is unable to conclude that the Account Owner and the Claimants' father are the same person. Moreover, it should be noted that the CRT has awarded the accounts to another claimant, who plausibly identified the Account Owner as his relative. All decisions are published upon release on the CRT's website at [www.crt-ii.org](http://www.crt-ii.org).

### Right of Appeal

Pursuant to Article 30 of the Rules, the Claimants 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 Claimants 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 Claimants should identify the Account Identification Number, which 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 Claimants should be aware that the CRT will carry out further research on their claims to determine whether an award may be made based upon the information provided by the Claimants or upon information from other sources.

### **Certification of the Denial**

The CRT certifies this Denial for approval by the Court.

Claims Resolution Tribunal  
8 August 2006