

# 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 Account of I Suchar**

Claim Numbers: 216312/SB; 217909/SB; 220174/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 Iacob (Jacob) Suharovici (Suchar, Suhar).<sup>5</sup> This Denial is to the published account of I Suchar (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 216347 in a separate decision.

<sup>2</sup> Claimant [REDACTED 2] submitted four additional claims, which are registered under the Claim Numbers 217905, 217906, 217907 and 217908 and Claimant [REDACTED 3] submitted one additional claim, which is registered under the Claim Number 220069. 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 an Initial Questionnaire to the Court in 1999 and a Claim Form to the CRT. The CRT is treating these Initial Questionnaires and the Claim Forms under the consolidated Claim Numbers of 216312, 217905 and 220069, respectively.

<sup>5</sup> The CRT did not locate an account belonging to Iacob (Jacob) Suharovici (Suchar, Suhar) 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 maternal uncle, Iacob Suharovici (Suchar), who was born in Bucecea, Romania, and was married to [REDACTED] in 1910 in Botosani, Romania, owned a Swiss bank account. The Claimants stated that their uncle, who was Jewish, was an industrialist, an owner of factories and real estate, and an exporter of oil. The Claimants further stated that their uncle resided in Botosani until after the Second World War and that he died in 1979 in Bucharest, Romania. Claimant [REDACTED 1] indicated that he was born on 11 August 1928 in Btosani; Claimant [REDACTED 2] indicated that he was born on 26 July 1925, also in Botosani; and Claimant [REDACTED 3] indicated that she was born on 7 April 1931 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 Iacob Suharovici.

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

The CRT notes that the Claimants submitted claims to an account belonging to their relative, Iacob Suharovici (Suchar). 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 provided by the Claimants. The account is identified below by its Account Identification Number, which is a number assigned to the account by the ICEP auditors for tracking purposes.

### Account 4022237

The Bank's records indicate that the Account Owner was I Suchar, who resided in Romania. The Bank's records also indicate the Account Owner's profession.

## **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 uncle matches the published first initial and last name of the Account Owner, the information provided by the Claimants differs from the unpublished information about the Account Owner available in the Bank's records. Specifically, the Claimants stated that their uncle was an industrialist, an owner of factories and real estate, and an exporter of oil. In

contrast, the Bank's records show that the Account Owner had a different profession. Consequently, the CRT is unable to conclude that the Account Owner and the Claimants' uncle are the same person. Moreover, it should be noted that the CRT has awarded the account to other claimants, who plausibly identified the Account Owner as their 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