

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]

to Claimant [REDACTED 2]
also acting on behalf of [REDACTED]

and to Claimant [REDACTED 3]

in re Account of R. Ullmann

Claim Numbers: 204870/SB; 213100/SB; 501097/SB; 501128/SB¹

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 accounts of Reine (Regina) Ullmann, née Meyer, and Rachel (Rachele) Ullmann.² This Denial is to the published account of R. Ullmann (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.

Information Provided by the Claimants

Claimant [REDACTED 3] and Claimant [REDACTED 2] each submitted a Claim Form asserting that Reine (Regina) Ullmann, née Meyer, (their mother and Claimant [REDACTED 1]’s aunt), who was born on 23 August 1905 in Niedersept, Germany (today, Seppois-le-Bas, France), and was married to [REDACTED] on 10 October 1931 in Hericourt, France, owned a Swiss bank account. Claimant [REDACTED 2] and Claimant [REDACTED 3] stated that their mother, who was Jewish, resided with her husband at 17 Rue de Bâle, Saint-Louis, France, from 1931 to 1939 or 1940, when they both moved to Vy-les-Lure, France. Claimant [REDACTED

¹ 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 four claims of the Claimants in one proceeding.

² In a separate decision, the CRT awarded the account of Regina Meyer to the Claimants and to other claimants who plausibly identified Regina Meyer as their relative. See *In re Account of Regina Meyer*. The CRT did not locate an account belonging to Rachel (Rachele) Ullmann 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.

2] and Claimant [REDACTED 3] further stated that their mother was deported to Auschwitz, where she perished in 1942. Claimant [REDACTED 2] and Claimant [REDACTED 3] also indicated that their father, the husband of Reine Ullmann, passed away in 1969. In support of her claim, Claimant [REDACTED 3] submitted documents, including a copy of her parents' marriage certificate, which includes a sample of her mother's signature.

The Claimants stated in their Claim Forms that their grandmother Rachel Ullmann, née Spiegel, who was born in 1858 in Blotzheim, France, and was married to [REDACTED], owned a Swiss bank account. Claimant [REDACTED 1] stated that his grandmother, who was Jewish, also resided at 17 Rue de Bale, Saint-Louis. Claimant [REDACTED 1] further stated that his grandmother died on 1 November 1944 in Lure, France, and that his grandfather, the husband of Rachel Ullmann, died on 30 August 1957 in Saint-Louis. In support of his claim, Claimant [REDACTED 1] included documents, including a 1939 handwritten letter written by his grandmother, which includes a sample of his grandmother's signature.

Claimant [REDACTED 1] indicated that he was born on 25 April 1948 Claimant [REDACTED 2] indicated he was born on 9 September 1932, and Claimant [REDACTED 3] indicated that she was born on 6 November 1935, all in Basel, Switzerland.

Information Available in the Bank's Records

The CRT notes that the Claimants submitted claims to an account belonging to their relatives, Reine (Regina) Ullmann and Rachel Ullmann. 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 first name initial and surname matches those 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 5030273

The Bank's records indicate that the Account Owner was R. Ullmann, who resided in Saint-Louis, France. The Bank's records also indicate the Account Owner's street address, marital status and the date of opening of the account at issue. Finally, the Bank's records contain the Account Owner's signature.

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 one of their relatives. Although the names of the Claimants' relatives match the published first initial and last name of the Account Owner, the information provided by the Claimants differs materially from the unpublished information about the Account Owner available in the Bank's records. Specifically, the Claimants stated that their relatives were married during the late 1930s and resided at 17 Rue de Bale, Saint-Louis. In contrast, the Bank's records show that the Account Owner was not married during this time and resided at a different street address in Saint-Louis. Additionally, the signature sample of the Account Owner does not match either signature of the Claimants' two relatives. Consequently, the CRT is unable to conclude that the Account Owner is the same person as either of the Claimants' relatives.

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
17 November 2006