

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant [REDACTED]

**Claimed Account Owners: Felix Waldstein and Gertrud Waldstein<sup>1</sup>**

Claim Number: 209099/HU

This Certified Denial is to the claim of [REDACTED] (the “Claimant”) to a Swiss bank account potentially owned by the Claimant’s relatives, Felix Waldstein and Gertrud Waldstein (the “Claimed Account Owners”).

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 Felix Waldstein and Gertrud Waldstein, who were Jewish, were his relatives. The Claimant provided very limited information about his relatives, but submitted documents that indicate that his family resided in Berlin-Schöneberg, Germany.

### **The CRT’s Investigation**

The CRT matched the names of Felix Waldstein and Gertrud Waldstein 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 Owners. 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 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 Owners. Accordingly, the CRT was unable to conclude that any of these accounts belonged to the Claimed Account Owners.

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<sup>1</sup> The Claimant should note that this determination relates only to the Claim Number and Claimed Account Owners stated above, and that the CRT is aware that the Claimant may have submitted other claims.

## The CRT's Analysis

### Identification of the Account Owners

The list below contains names of account owners that match the names of the Claimed Account Owners and the reasons why the CRT has concluded that the Claimed Account Owners 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: Felix Waldstein (Altona, Germany); Frau Gertrud Waldstein, (AKA Frl. Gertrud Rosenfeld), (Power of Attorney Holder)*

*Account Identification Number: 5030252*

*Specifically, the Claimant stated that, Felix Waldstein, was his relative. The Claimant submitted documents that indicate that his family resided in Berlin-Schöneberg, Germany. In contrast, the records show that the account owner resided in Altona, Hamburg, which is approximately 280 kilometers from Berlin-Schöneberg. The CRT notes that Berlin and Altona, Hamburg are both major urban centers, thus rendering unlikely that a resident of Berlin would indicate Altona, Hamburg, as their place of residence, even for the purposes of maintaining a Swiss bank account. Moreover, the CRT notes that the account at issue was awarded to other unrelated claimants, who definitely identified the account owner and power of attorney holder as their relatives.*

*Name: Frau Gertrud Waldstein, (AKA Frl. Gertrud Rosenfeld), (Altona, Germany)*

*Account Identification Number: 5030253*

*Specifically, the Claimant stated that, Gertrud Waldstein, was his relative. The Claimant submitted documents that indicate that his family resided in Berlin-Schöneberg, Germany. In contrast, the records show that the account owner resided in Altona, Hamburg, which is approximately 280 kilometers from Berlin-Schöneberg. The CRT notes that Berlin and Altona, Hamburg are both major urban centers, thus rendering unlikely that a resident of Berlin would indicate Altona, Hamburg, as their place of residence, even for the purposes of maintaining a Swiss bank account. Moreover, the CRT notes that the account at issue was awarded to other unrelated claimants, who definitely identified the account owner as their 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](http://www.crt-ii.org).

### 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.

### **Scope of the Denial**

The CRT now considers the Claimant's claim to the accounts of Felix Waldstein and Gertrud Waldstein closed. Please note that this decision applies only to the Claim Number and Claimed Account Owners identified herein, and that the CRT is aware that the Claimant may have claimed accounts held by other persons or entities both in the Claim Number specified above and in other claims submitted to the CRT.

### **Certification of the Denial**

The CRT certifies this Denial for approval by the Court.

Claims Resolution Tribunal  
19 July 2007