

# CLAIMS RESOLUTION TRIBUNAL

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re Holocaust Victim Assets Litigation  
Case No. CV96-4849

## **Certified Denial**

to Claimant Walter Josef Waller

**Claimed Account Owner: Josef Waller<sup>1</sup>**

Claim Number: 220701/RT

This Certified Denial is to the claim of Walter Josef Waller (the “Claimant”) to a Swiss bank account potentially owned by the Claimant’s relative, Josef Waller (the “Claimed Account Owner”).

All denials are published. Where a claimant has not requested confidentiality, as in this case, only the name of the bank has been redacted.

### **Information Provided by the Claimant**

The Claimant submitted a claim stating that his maternal uncle, Josef Waller, was Jewish and was the son of David and Emma Waller. The Claimant indicated that his uncle was born in Germany and resided in the United States beginning no later than 1910. The Claimant further stated that Josef Waller died before 1933, but that he had a sister and other relatives who remained in Germany and who were Victims of Nazi Persecution. The Claimant did not provide any further information or documentation regarding Josef Waller.

### **The CRT’s Investigation**

The CRT matched the name of Josef Waller 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 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.

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

## **The CRT's Analysis**

### Identification of the Account Owner

The list below contains names of account owners that match 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. If an account owner's place of residence was published, that place of residence is also listed.

*Name: Josef Waller*

*Account Identification Number: 1000821*

*Specifically, the Claimant stated that his uncle, Josef Waller, was born in Germany as the son of David and Emma Waller, resided in the United States beginning no later than 1910, and died in the United States before 1933. The Claimant further stated that Josef Waller had a sister and other relatives who remained in Germany and who were Victims of Nazi Persecution. The Claimant did not provide any further information or documentation regarding Josef Waller. In contrast, the records indicate that the account was active years after the Claimant's relative had died. The CRT notes that there is no indication that the account was maintained by any other person but the account owner himself or that it was transferred to any other person, including heirs of the account owner.*

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 Josef Waller closed. Please note that this decision applies only to the Claim Number and Claimed Account Owner 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  
12 February 2010