

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

Claimed Account Owner: Anna Weiss¹

Claim Number: 300532/NB

This Certified Denial is to the claim of [REDACTED] (formerly [REDACTED]) (the “Claimant”) to a Swiss bank account potentially owned by the Claimant’s relative, Anna Weiss (Weihs, Srownal) (the “Claimed Account Owner”).

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 Anna Weiss, who was Jewish, was born in 1886, resided in Vienna, Austria, was an opera singer, and died on 30 June 1934, prior to the incorporation of Austria into the Reich (the “*Anschluss*”). The Claimant explained that Anna Weiss’ husband, [REDACTED], died in 1938, shortly after the *Kristallnacht* (“Night of Broken Glass”) pogrom, and that her son [REDACTED] died in 1983. In a letter to the CRT, the Claimant stated that she does not know of any academic or professional titles held by Anna or [REDACTED].

The CRT’s Investigation

The CRT matched the name of Anna Weiss (Weihs, Srownal) 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

¹ 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.

regarding the Claimed Account Owner. Accordingly, the CRT was unable to conclude that any of these accounts belonged to the Claimed Account Owner.

The CRT's Analysis

Identification of the Account Owners

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: Frau Anna Weiss (Austria)

Account Identification Number: 1014484

Specifically, the Claimant indicated that her relative, Anna Weiss was an opera singer. The Claimant did not indicate any academic or professional title held by Anna Weiss or her husband. In contrast, the records show that the account owner used such a title. The CRT also notes that the Claimant did not identify the joint account owner, who was closely related to the account owner. The CRT further notes that the account was awarded to a different claimant who identified the account owner by identifying unpublished information, including the name of the joint account owner and the joint account owner's marital status.

Name: Anna Weiss

Account Identification Number: 2016687

Specifically, the Claimant indicated that her relative, Anna Weiss, was born in 1886. In contrast, the records show that the account owner was born decades after the Claimant's relative.

Name: A. Weiss

Account Identification Numbers: 5030495; 5035927

Specifically, the Claimant indicated that her relative, Anna Weiss, resided in Austria. In contrast, the records indicate that the account resided in a different country.

Name: Anna Weiss

Account Identification Number: 1000749

Specifically, the Claimant indicated that her relative, Anna Weiss died in 1934 and that her heirs died in 1938 and 1983. In contrast, the records do not show that the bank was informed that the account owner had passed away, even though she passed away four years before the Anschluss. The CRT finds it implausible that the account would have continued to be held in the name of Anna Weiss in the years following her death. The CRT notes that this account was awarded to another claimant, who plausibly identified the account owner as his/her relative.

Name: Anna Weiss

Account Identification Number: 4021800

Specifically, the Claimant indicated that her relative, Anna Weiss died in 1934 and that her heirs died in 1938 and 1983. In contrast, the records do not show that the bank was informed that the account owner had passed away, even though she passed away four years before the Anschluss. The CRT finds it implausible that the account would have continued to be held in the name of Anna Weiss in the years following her death. The CRT notes that this account was awarded to another claimant, who plausibly identified the account owner as his/her relative.

The CRT has taken utmost care in matching the names of the person identified by the Claimant as a possible account owner to names of actual account owners identified 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 Governing the Claims Resolution Process, as amended (the Rules). The CRT has reviewed this claim carefully and analyzed matches to accounts belonging to account owners with alternative spellings of Anna Weiss's last name, which include Anna Weis, and has determined that these accounts did not belong to the Claimed 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.

Right of Appeal and Request for Reconsideration

Pursuant to Article 30 of 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 Anna Weiss 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
28 May 2010