

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED 1],

to Claimant [REDACTED 2],

and to Claimant [REDACTED 3]

Claimed Account Owner: Heinrich Weiss

Claim Numbers: 210357/LH; 772209/LH; 211924/LH; 213809/LH

This Certified Denial is to the claims of [REDACTED 1], née [REDACTED], (“Claimant [REDACTED 1]”), and [REDACTED 3] (“Claimant [REDACTED 3]”) and [REDACTED 2] (“Claimant [REDACTED 2]”) (together the “Claimants”) to a Swiss bank account potentially owned by the Claimants’ relative, Heinrich Weiss (the “Claimed Account Owner”).¹

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 2] and his cousins, Claimant [REDACTED 1] and Claimant [REDACTED 3] (who are sisters), each submitted Claim Forms, and Claimant [REDACTED 1] submitted an Initial Questionnaire, stating that their grandfather, Heinrich Weiss, who was Jewish, resided in Bucharest, Romania, and was married to [REDACTED] in approximately 1910.

¹ In separate decisions, the accounts of Heinrich Weiss and Jancu Bluman and Alexandru and Elise Weiss were awarded to the Claimants. See *In re Account of Heinrich Weiss and Jancu Bluman* (approved on 8 June 2004) and *In re Account of Alexandru and Elise Weiss* (approved on 18 November 2004). In a separate decision, one account belonging to Heinrich Weiss was awarded to the Claimants and another, unrelated claimant. See *In re Account of Heinrich Weiss* (approved on 24 October 2008). In that decision, the CRT noted that on the February 2001 published list of accounts determined by the Independent Committee of Eminent Persons (“ICEP”) to be probably or possibly those of Victims of Nazi Persecution (the “ICEP List”), there are four persons named Heinrich Weiss who are indicated as having owned a Swiss bank account. One of these accounts was awarded to Claimant [REDACTED 2], Claimant [REDACTED 1], and Claimant [REDACTED 3] in the decision approved on 8 June 2004. The decision approved on 24 October 2008 treated the account listed as “Weiss, Heinrich [Romania] [1].” This current decision addresses the remaining two published accounts owned by a person named Heinrich Weiss.

The CRT's Investigation

The CRT matched the name of Heinrich Weiss 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 Claimants provided 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

Joinder of Claims

According to Article 37(1) 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.

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: Heinrich Weiss (Bucharest, Romania)

Account Identification Number: 2015867

Specifically, the Claimants stated that their grandfather, Heinrich Weiss, was married to [REDACTED]. In contrast, the records show that the account owner was married to a different person.

Name: Heinrich Weiss (Pforzheim, Germany)

Account Identification Number: 5027338

Specifically, the Claimants stated that their grandfather resided in Bucharest, Romania, and was married to [REDACTED]. In contrast, the records show that the account owner resided in a different country and was married to a different person.

The Claimants 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 Governing the Claims Resolution Process, as amended (the “Rules”), the Claimants 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 Claimants 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 Claimants 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 Claimants’ claims to the accounts of Heinrich Weiss closed. Please note that this decision applies only to the Claim Numbers and Claimed Account Owner identified herein, and that the CRT is aware that the Claimants may have claimed accounts held by other persons or entities both in the Claim Numbers 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
17 December 2010