

CLAIMS RESOLUTION TRIBUNAL

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

Certified Denial

to Claimant [REDACTED]

in re Account of Dezso Weisz

Claim Numbers: 206341/PY/MG; 729681/MG; 729682/MG; 729685/MG; 729989/MG

This Certified Denial is based on the claims of [REDACTED] (the “Claimant”) to the accounts of Dezso Vajda (Weisz), Mano Weisz, Lajos Kasa, Samuel Kosa and Gyorgy Vajda.¹ The CRT did not locate accounts belonging to Dezso Vajda, Lajos Kasa, Samuel Kosa or Gyorgy Vajda 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”). This Denial is to the published account of Dezso Weisz (“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 Claimant

The Claimant submitted a Claim Form asserting that his father, Dezso Weisz, who later changed his name to Dezso Vajda (Weisz), who was born on 11 February 1895 in Budapest, Hungary, and was married to [REDACTED], owned a Swiss bank account. The Claimant stated that his father, who was Jewish, resided at Wesselenyi u. 46 in Budapest. The Claimant added that his father was a traveling agent for various companies. According to the Claimant, his father performed forced labor in 1940 before being forced to move to the ghetto in Budapest. The Claimant stated that his father died in 1973 in Budapest. The Claimant indicated that he was born on 21 October 1928 in Budapest.

The Claimant previously submitted an Initial Questionnaire with the Court in 1999, asserting his entitlement to a Swiss bank account owned by Dezso Vajda (Weisz).

¹ The CRT will treat the claim to the account of Mano Weisz in a separate decision.

Information Available in the Bank's Records

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Dezso Vajda (Weisz). The auditors who carried out the ICEP Investigation reported one account whose owner's name was substantially similar to those provided by the Claimant. 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 1013541

The Bank's records indicate that the Account Owner was Dezso Weisz, who resided in Austria. The Bank's records also indicate the Account Owner's city of residence and title. Furthermore, the Bank's records indicate the dates of opening and closing of the account at issue.

The CRT's Analysis

Admissibility of the Claim

The CRT has determined that the claim is admissible according to Article 18 of the Rules.

Identification of the Account Owner

The CRT concludes that the Claimant has not identified the Account Owner as his relative. Although the name of his father matches the published name of the Account Owner, the information provided by the Claimant differs materially from the published and unpublished information about the Account Owner available in the Bank's records. Specifically, the Claimant stated that his father, who was a traveling agent for various companies, resided in Budapest, Hungary. In contrast, the Bank's records show that the Account Owner resided in Austria, and held a title inconsistent with the Claimant's father's profession. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's father are the same person.

Right of Appeal

Pursuant to Article 30 of the Rules, the Claimant 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 the Special Master, c/o Claims Resolution Tribunal, P.O. Box 9564, 8036 Zurich, Switzerland.

The Claimant 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 Claimant should identify the Account Identification Number that 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 Claimant should be aware that the CRT will carry out further research on his claim to determine whether an award may be made based upon the information provided by the Claimant or upon information from other sources.

Certification of the Denial

The CRT certifies this Denial for approval by the Court.

Claims Resolution Tribunal
30 September 2004