

# CLAIMS RESOLUTION TRIBUNAL

---

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

## **Certified Denial**

to Claimant [REDACTED]  
represented by Stephen Harnik

## **in re Account of Willy Zucker**

Claim Number: 401766/SB

This Certified Denial is based on the claim of [REDACTED], née [REDACTED], (the “Claimant”) to the published account of Willy Zucker (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 in 2005 asserting that her paternal uncle, Willy Zucker, who was born in 1889 in Austria-Hungary, and was married to [REDACTED], owned a Swiss bank account. The Claimant stated that her uncle, who was Jewish, was a lawyer. The Claimant did not indicate the fate of her uncle. The Claimant indicated that he was born on 24 August 1924.

### **Information Available in the Bank’s Records**

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, Willy Zucker. The auditors who carried out the investigation to identify accounts of Victims of Nazi Persecution pursuant to instructions of the Independent Committee of Eminent Persons (“ICEP” or the “ICEP Investigation”) reported one account whose owner’s name matches that 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 5034904

The Bank’s records indicate that the Account Owner was Willy Zucker. The Bank’s records also indicate the Account Owner’s nationality, street address, city and country of residence and the

name and maiden name of the Account Owner's wife. Finally, the Bank's records contain the Account Owner's signature.

## **The CRT's Analysis**

### Admissibility of the Claim

The CRT has determined that the claim is admissible according to Article 18 of the Rules Governing the Claims Resolution Process, as amended (the "Rules").

### Identification of the Account Owner

The CRT concludes that the Claimant has not identified the Account Owner as her relative. Although the name of her uncle matches the published name of the Account Owner, the information provided by the Claimant differs materially from the unpublished information about the Account Owner available in the Bank's records. Specifically, the Claimant stated that her uncle was married to [REDACTED]. In contrast, the Bank's records show that the Account Owner was married to a different person. The CRT also notes that the Claimant failed to identify the Account Owner's nationality and country of residence. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's uncle 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 Special Master Michael Bradfield, 51 Louisiana Ave., NW, Washington, DC 20001 USA.

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, which 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 her 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

8 August 2006