

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant [REDACTED]  
represented by Dr. Martin Kölbl

## **in re Accounts of Karl Lederer**

Claim Number: 223321/MG

This Certified Denial is based on the claim of [REDACTED], née Krzywiewova, (the “Claimant”) to an account of Karl Lederer. This Denial is to the published account of Karl Lederer (“Account Owner 1”) at the [REDACTED] (“Bank 1”), and to the unpublished accounts of Karl Lederer (“Account Owner 2”) at the [REDACTED] (“Bank 2”).

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 her uncle, Karl Lederer, who was born on 4 September 1881, owned a Swiss bank account. The Claimant stated that her uncle, who was Jewish, was a businessman, and that he resided until 1940 in Prague, Czechoslovakia. The Claimant further stated that her uncle perished in Auschwitz. The Claimant did not provide any other information about her uncle. The Claimant indicated that she was born on 11 March 1951 in Prague.

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

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, Karl Lederer. 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 three accounts whose owners’ names match that provided by the Claimant. Upon review of the bank documents, the CRT also located one additional account that was not reported by the auditors. Each account is identified below by its Account Identification Number, which is a number assigned to the account by the ICEP auditors for tracking purposes.

### Accounts 5026095 and 5026095.1

Bank 1's records indicate that Account Owner 1 was Karl Lederer, who resided in Prague, Czechoslovakia. Bank 1's records also indicate Account Owner 1's street address, title, and the names of the power of attorney holders to the accounts. Furthermore, Bank 1's records indicate the dates of opening of the accounts at issue. Finally, Bank 1's records contain Account Owner 1's signature.

### Accounts 1000262 and 1000329

Bank 2's records indicate that Account Owner 2 was Karl Lederer. Bank 2's records also indicate Account Owner 2's country of residence.

## **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 Owners

As for Accounts 5026095 and 5026095.1, the CRT concludes that the Claimant has not identified Account Owner 1 as her relative. Although the name of her uncle matches the published name of Account Owner 1, the information provided by the Claimant differs materially from the unpublished information about Account Owner 1 available in Bank 1's records. Specifically, the Claimant stated that her uncle was a businessman. In contrast, Bank 1's records show that Account Owner 1 had a title which was not identified by the Claimant. The Claimant also failed to identify Account Owner 1's street address and the names of the power of attorney holders. Consequently, the CRT is unable to conclude that Account Owner 1 and the Claimant's uncle are the same person. Moreover, it should be noted that the CRT has awarded the accounts to another claimant, who plausibly identified the Account Owner as his relative. All decisions are published upon release on the CRT's website at [www.crt-ii.org](http://www.crt-ii.org).

As for Accounts 1000262 and 1000329, the CRT concludes that the Claimant has not identified Account Owner 2 as her relative. Although the name of her uncle matches the unpublished name of Account Owner 2, the information provided by the Claimant differs materially from the unpublished information about Account Owner 2 available in Bank 2's records. Specifically, the Claimant stated that her uncle resided in Prague, Czechoslovakia. In contrast, Bank 2's records show that Account Owner 2 resided in a different country, to where the Claimant did not establish any connection. Consequently, the CRT is unable to conclude that Account Owner 2 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 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 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  
12 January 2005