

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant [REDACTED]

## **in re Accounts of Max Rosenthal**

Claim Number: 500300/SB<sup>1</sup>

This Certified Denial is based on the claim of [REDACTED], née [REDACTED], (the “Claimant”) to the published accounts of Max Rosenthal (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 her maternal great-uncle, Max Rosenthal, who was born in the late nineteenth century in Germany, owned a Swiss bank account. The Claimant did not provide any specific information about her great-uncle, who was Jewish, and stated that her great-uncle most probably died in the Holocaust. The Claimant did indicate that several of her family members resided in Leipzig, Germany. The Claimant indicated that she was born on 26 April 1930 in Leipzig.

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

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, Max Rosenthal. 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 two accounts whose owner’s name matches that provided by the Claimant. 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.

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<sup>1</sup> The Claimant submitted two additional claims, which are registered under the Claim Numbers 002211 and 300188. In a separate decision, the CRT awarded the accounts of Else Loew to the Claimant. See *In re Accounts of Else Loew* (approved on 5 September 2002).

## Accounts 1013957 and 1013958

The Bank's records indicate that the Account Owner was Max Rosenthal, who resided in Germany. The Bank's records also indicate the Account Owner's city of residence and the date of closing of one of the accounts 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 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 great-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 CRT notes that the Claimant did not provide specific information about her relative's address, though she stated that her family resided in Leipzig. In contrast, the Bank's records show that the Account Owner resided in another city, which the Claimant did not identify and which is approximately 400 kilometers from Leipzig. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's great-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 her relative. All decisions are published upon release on the CRT's website at [www.crt-ii.org](http://www.crt-ii.org).

### 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  
7 June 2006