

# 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 Dezső Roth**

Claim Number: 212283/MD/MG<sup>1</sup>

This Certified Denial is based on the claim of [REDACTED], née [REDACTED], (the “Claimant”) to the published accounts of Dezső Roth (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 biological grandfather, [REDACTED], who was born in Budapest, Hungary, owned a Swiss bank account. The Claimant stated that [REDACTED] lived with the Claimant’s grandmother, [REDACTED], with whom he had a son, [REDACTED]. The Claimant added that [REDACTED] and [REDACTED] were not married. The Claimant indicated that [REDACTED] lived in Vizslas, Hungary, and worked in Budapest. The Claimant further stated that her grandfather was Jewish and was deported by the Nazis to Auschwitz, where he perished. The Claimant indicated that she was born on 23 November 1955 in Vizslas.

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

The CRT notes that the Claimant submitted a claim to an account belonging to her relative, [REDACTED]. 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 an Initial Questionnaire with the Court in 1999 and a Claim Form to the CRT. The CRT is treating the Initial Questionnaire and the Claim Form under the consolidated Claim Number 212283.

## Accounts 5023915 and 5029586

The Bank's records indicate that the Account Owner was Dezsö Roth, who resided in Budapest, Hungary. The Bank's records also indicate the first name and the maiden name of the Account Owner's wife. Furthermore, the Bank's records indicate the dates of opening 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 grandfather 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 grandfather was not married but that he lived with her grandmother, [REDACTED]. In contrast, the Bank's records show that the Account Owner was married to a woman whose first and maiden names were different than the Claimant's grandmother's. Moreover, the Claimant did not identify the name of the Account Owner's spouse as her relative. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's grandfather 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  
19 November 2004