

# CLAIMS RESOLUTION TRIBUNAL

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

## **Certified Denial**

to Claimant Walter Tritell

## **in re Account of Rosa Treitel**

Claim Number: 500617/AC

This Certified Denial is based on the claim of Walter Tritell, formerly known as Wolfgang Gerhard Treitel (the “Claimant”), to the accounts of Rosa (Rose) Treitel and the companies *Arnold Bernstein Steam Ship Line* and *Red Star Line*. The CRT did not locate an account belonging to *Arnold Bernstein Steam Ship Line* or *Red Star Line* 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 Rosa Treitel (the “Account Owner”) at the [REDACTED] (the “Bank”).

All denials are published. Where a claimant has not requested confidentiality, as in this case, only the name of the bank has been redacted.

## **Information Provided by the Claimant**

The Claimant submitted a Claim Form asserting that his mother, Rosa Treitel, née Bernstein, who was born on 10 December 1893 in Breslau, Germany (now Wroclaw, Poland), and was married to Walter Treitel (later changed to Tritell) on 23 July 1914 in Breslau, owned a Swiss bank account. The Claimant indicated that his mother, who was Jewish, was a silent shareholder in two major European shipping companies: *Arnold Bernstein Steam Ship Line* and *Red Star Line*. The Claimant further indicated that his mother and father had two children: the Claimant and his sister, Anita Treitel. The Claimant stated that his father fled Germany for the United States on 14 June 1938, and that the Claimant followed in 1939. The Claimant also indicated that his sister was imprisoned in a forced labor camp, where she committed suicide on 16 November 1941, and that his mother lived alone in Breslau until April 1942, when she was deported by the Nazis to a camp in Poland, where she perished. The Claimant indicated that he was born on 10 June 1918 in Breslau.

The Claimant submitted documents in support of his application, including: 1) a copy of his United States passport; and 2) a copy of his birth certificate, indicating that he was born on 10 June 1918 in Breslau, that he was named Wolfgang Gerhard Treitel, that his parents, who were

Jewish, were Dr. Walter Treitel and Rosa Treitel, née Bernstein, and that they resided at Gutenbergstrasse 4 in Breslau.

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

The CRT notes that the Claimant submitted a claim to an account belonging to his relative, Rosa (Rose) Treitel, née Bernstein. The auditors who carried out 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 1013797

The Bank's records indicate that the Account Owner was Rosa Treitel, who resided in Germany. The Bank's records also indicate the Account Owner's city of residence and an additional city and country of residence. The Bank's records also indicate the name of a person who jointly held the account at issue and who appears to be related to the Account Owner. 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 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 his relative. Although the name of his mother 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 his mother lived in Breslau from her birth until she was deported to Poland. In contrast, the Bank's records show that the Account Owner resided in a city located nearly 1,000 kilometers from Breslau, and in another country, which was not identified by the Claimant. Furthermore, the Claimant did not identify the person who jointly held the account at issue, although this person appears to be related to the Account Owner. Consequently, the CRT is unable to conclude that the Account Owner and the Claimant's mother 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  
31 August 2004