

FOREIGN CLAIMS SETTLEMENT COMMISSION  
OF THE UNITED STATES  
WASHINGTON, D.C. 20579

IN THE MATTER OF THE CLAIM OF

WILLIAM M. JACOBS  
ELI S. JACOBS  
MARJORIE JACOBS

Claim No. CU-0815

Decision No. CU 4360

Under the International Claims Settlement  
Act of 1949, as amended

PROPOSED DECISION

Claimants, WILLIAM M. JACOBS, ELI S. JACOBS and MARJORIE JACOBS, who owned stock interests in the Cia. Azucarera Vertientes-Camaguey de Cuba, assert a claim under Title V of the International Claims Settlement Act of 1949, as amended, for \$1,300.00 plus interest, against the Government of Cuba because of its nationalization of said Company.

In our decision entitled the Claim of Ruth Anna Haskew (Claim No. CU-0849 which we incorporate herein by reference), we held that the properties owned by the Company were nationalized or otherwise taken by the Government of Cuba on August 6, 1960, and that this type of claim is compensable to an American national under the facts and conditions set forth therein. We need not again detail here the reasons or the method used in determining the value per share of \$46.3946.

On the basis of evidence in the record in the instant case, the Commission finds that these claimants come within the terms of the Haskew decision; that they were American nationals at the requisite times; that they have been the owners in equal shares of 100 shares

of stock in the Cia. Azucarera Vertientes-Camaguey de Cuba since prior to August 6, 1960; and that they suffered a loss in the aggregate amount of \$4,639.46 within the meaning of Title V of the Act. Further, the Commission finds that the amount of loss sustained shall be increased by interest thereon at the rate of 6% per annum from August 6, 1960, the date of loss, to the date on which provisions are made for the settlement thereof. (See Haskew, supra.)

It will be noted that the total amount of loss found herein is in excess of the amount asserted by claimants. However, in determining the amount of loss sustained, the Commission is not bound by any lesser or greater amounts which may be asserted by claimants as the extent thereof.

#### CERTIFICATION OF LOSS

The Commission certifies that WILLIAM M. JACOBS suffered a loss, as a result of actions of the Government of Cuba, within the scope of Title V of the International Claims Settlement Act of 1949, as amended, in the amount of One Thousand Five Hundred Forty-six Dollars and Forty-nine Cents (\$1,546.49) with interest thereon at 6% per annum from August 6, 1960 to the date of settlement;

The Commission certifies that ELI S. JACOBS suffered a loss, as a result of actions of the Government of Cuba, within the scope of Title V of the International Claims Settlement Act of 1949, as amended, in the amount of One Thousand Five Hundred Forty-six Dollars and Forty-nine Cents (\$1,546.49) with interest thereon at 6% per annum from August 6, 1960 to the date of settlement; and

The Commission certifies that MARJORIE JACOBS suffered a loss, as a result of actions of the Government of Cuba, within the scope of Title V of the International Claims Settlement Act of 1949, as amended, in the amount of One Thousand Five Hundred Forty-six Dollars and Forty-eight Cents (\$1,546.48) with interest thereon at 6% per annum from August 6, 1960 to the date of settlement.

Dated at Washington, D. C.,  
and entered as the Proposed  
Decision of the Commission

7 JAN 1970

*Theodore Jaffe*

Theodore Jaffe, Commissioner

*Isaac Freidberg*

Isaac Freidberg, Commissioner

NOTICE TO TREASURY DEPARTMENT: These claimants may be beneficially subject of a certification of loss in CU-0808.

NOTICE TO TREASURY: The above-referenced securities may not have been submitted to the Commission or if submitted, may have been returned; accordingly, no payment should be made until claimants establish retention of the securities for the loss here certified.

The statute does not provide for the payment of claims against the Government of Cuba. Provision is only made for the determination by the Commission of the validity and amounts of such claims. Section 501 of the statute specifically precludes any authorization for appropriations for payment of these claims. The Commission is required to certify its findings to the Secretary of State for possible use in future negotiations with the Government of Cuba.

NOTICE: Pursuant to the Regulations of the Commission, if no objections are filed within 15 days after service or receipt of notice of this Proposed Decision, the decision will be entered as the Final Decision of the Commission upon the expiration of 30 days after such service or receipt of notice, unless the Commission otherwise orders. (FCSC Reg., 45 C.F.R. 531.5(e) and (g), as amended, 32 Fed. Reg. 412-13 (1967).)

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