

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

IN THE MATTER OF THE CLAIM OF

STEVEN P. BIZANES

Under the International Claims Settlement
Act of 1949, as amended

Claim No. CU-7189

Decision No. CU 5410

Represented by Cia. Azucarera Atlantica del Golfo

Counsel for Cia. Azucarera Atlantica del Golfo: Dewey, Ballantine, Bushby,
Palmer & Wood
By William C. Bush, Esq.

PROPOSED DECISION

This claim against the Government of Cuba, filed under Title V of the International Claims Settlement Act of 1949, as amended, was presented by Elsie H. Bizanes and is based upon the asserted loss of 100 shares of stock of Cia. Azucarera Atlantica del Golfo.

The record discloses that Elsie H. Bizanes died since filing this claim and that in accordance with an Order of the Pinellas County Probate Court, Florida, her husband, STEVEN P. BIZANES, is the sole beneficiary under her Will; and that the said STEVEN P. BIZANES succeeded to this claim for loss of the aforesaid stock interest. Accordingly, STEVEN P. BIZANES is substituted herein as claimant in this matter. The decedent, Elsie H. Bizanes, and the claimant herein, STEVEN P. BIZANES, have been nationals of the United States at times pertinent to this claim.

In our decision entitled the Claim of Helen M. Drye (Claim No. CU-0807 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 \$34.056.

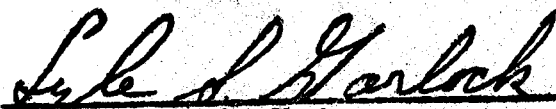
On the basis of evidence in the record in the instant case, the Commission finds that this claim comes within the terms of the Drye decision; that the decedent was an American national at the requisite times; that decedent had been the owner of 100 shares of stock in the Cia. Azucarera Atlantica del Golfo since prior to August 6, 1960; that claimant herein succeeded to and became the owner of the claim for loss of such stock; and that claimant succeeded to and suffered a loss in the amount of \$3,405.60 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. (Drye, Supra.)


CERTIFICATION OF LOSS

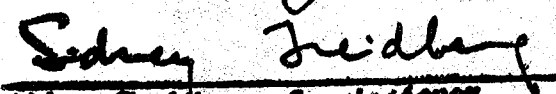
The Commission certifies that STEVEN P. BIZANES suffered a loss, as a result of actions of the Government of Cuba, within the scope of Title V of the International Claims Settlement Act of 1949, as amended, in the amount of Three Thousand Four Hundred Five Dollars and Sixty Cents (\$3,405.60) with interest 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

AUG 6 - 1970


Lyle S. Garlock, Chairman


Theodore Jaffe, Commissioner


Sidney Freidberg, Commissioner

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 claimant establishes 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].)