

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

IN THE MATTER OF THE CLAIM OF

EDWARD S. NORMAN
JEANNE NORMAN
FRANCES CLAIRE HUGHES

Claim No. CU -8661

Decision No. CU -6782

**Under the International Claims Settlement
Act of 1949, as amended**

FINAL DECISION

The Commission issued its Proposed Decision on this claim on August 25, 1971, certifying that claimant EDWARD S. NORMAN suffered a loss on the basis of his ownership of a stock interest in the Guantanamo Sugar Company in the amount of \$1,244.64.

Subsequently, JEANNE NORMAN, claimant's wife, and FRANCES CLAIRE HUGHES, claimant's sister-in-law, submitted additional evidence and petitioned to be permitted to join in the claim of EDWARD S. NORMAN, because they also have stock interests in the Guantanamo Sugar Company.

Upon due consideration, it is

ORDERED that the petitions of JEANNE NORMAN and FRANCES CLAIRE HUGHES be and the same are hereby granted.

The newly submitted evidence shows and the Commission finds that JEANNE NORMAN has been the owner of 25 shares and FRANCES CLAIRE HUGHES the owner of 50 shares in Guantanamo Sugar Company since prior to August 6, 1960; and that they suffered a loss of \$1,244.64 and \$2,489.28, respectively, within the meaning of Title V of the Act. For the reasons stated in the Proposed Decision the amounts of the loss shall be increased by interest at the rate of 6% from August 6, 1960.

In view of the foregoing, the Proposed Decision is modified to include, in addition to the Certification of Loss for EDWARD S. NORMAN, the Certifications for JEANNE NORMAN and FRANCES CLAIRE HUGHES, as stated below; and in all other respects the Proposed Decision is affirmed.


CERTIFICATIONS OF LOSS

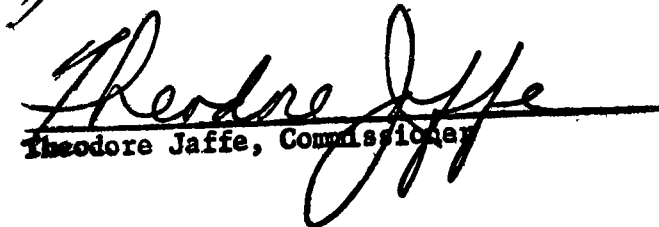
The Commission certifies that JEANNE NORMAN suffered a loss, as a result of actions of the Government of Cuba, within the scope of Title V of the International Claims Settlement Act of 1949, as amended, in the amount of One Thousand Two Hundred Forty-four Dollars and Sixty-four Cents (\$1,244.64) with interest at 6% per annum from August 6, 1960, to the date of settlement; and

The Commission certifies that FRANCES CLAIRE HUGHES 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 Two Thousand Four Hundred Eighty-nine Dollars and Twenty-eight Cents (\$2,489.28) with interest at 6% per annum from August 6, 1960, to the date of settlement,

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

SEP 28 1971


Lyle S. Garlock, Chairman


Theodore Jaffe, Commissioner

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

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

IN THE MATTER OF THE CLAIM OF

EDWARD S. NORMAN

Claim No. CU-8661

Decision No. CU 6782

Under the International Claims Settlement
Act of 1949, as amended

Counsel for claimant:

Daniel B. Condon, Esq.

PROPOSED DECISION

Claimant, EDWARD S. NORMAN, who owned a stock interest in Guantanamo Sugar Company, asserts a claim under Title V of the International Claims Settlement Act of 1949, as amended, against the Government of Cuba because of its nationalization of said Company.

In our decision entitled the Claim of Henrietta Mae Siegel (Claim No. CU-3478 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 \$49.7856.

On the basis of evidence in the record in the instant case, the Commission finds that this claimant comes within the terms of the Siegel decision; that he was an American national at the requisite times; that he has been the owner of 25 shares of stock in the Guantanamo Sugar Company since prior to August 6, 1960; and that he suffered a loss in the amount of \$1,244.64 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 Siegel, supra.)

The claim had been asserted for 50 shares of stock of the Guantanamo Sugar Company. The record shows that these 50 shares were owned by the claimant and his wife, Jeanne Norman, as joint tenants with right of survivorship. On several occasions counsel for claimant was advised to submit appropriate evidence to show the nationality of Jeanne Norman and to request that she be joined in the claim, if alive. However, no evidence in response to this advice and no petition of joinder has been received to date.

The Regulations of the Commission provide:

The claimant shall be the moving party and shall have the burden of proof on all issues involved in the determination of his claim. (FCSC Reg., 45 C.F.R. §531.6(d) (1970).)


The Commission finds that claimant has not met the burden of proof with respect to the interest of his wife in 25 shares of the Guantanamo Sugar Company owned and the Commission is constrained to deny this portion of the claim.

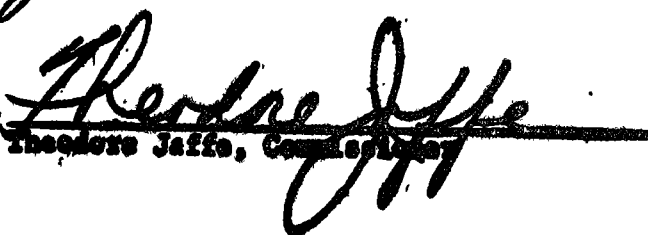
CERTIFICATION OF LOSS

The Commission certifies that EDWARD S. NORMAN 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 Two Hundred Forty-Four Dollars and Sixty-Four Cents (\$1,244.64) 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 25 1971


Lyle S. Garlock, Chairman


Theodore Jaffe, 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 or the loss here certified.

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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 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 (1970).)

CU-8661