

FOREIGN CLAIMS SETTLEMENT COMMISSION
OF THE UNITED STATES
WASHINGTON 25, D. C.

IN THE MATTER OF THE CLAIM OF

HAGOP GARABED KIREMIDJIAN
351 Anderson Street
Hackensack, New Jersey

Claim No. BUL-1,117

Decision No. BUL-162-S

Against the Government of Bulgaria
Under the International Claims Settlement
Act of 1949, as amended

epo 16-72126-1

Counsel for Claimant:

Jack Chadrijian, Esquire
Fisk Building
250 West 57th Street
New York 19, New York

SUPPLEMENTAL FINAL DECISION

The Commission issued its Supplemental Proposed Decision on this claim on March 16, 1959, a copy of which was duly served upon the claimant. Full consideration having been given to the objections of the claimant, filed within the twenty-day period after such service which has now expired, and general notice of the Supplemental Proposed Decision having been given by posting for thirty days, it is

ORDERED that the same be and it is hereby entered as the Supplemental Final Decision on this claim, and it is further

ORDERED that the award granted therein be certified to the Secretary of the Treasury.

Dated at Washington, D. C.

JUN 8 1959

COMMISSIONERS

Whitney Hillland

Paul Pace

Robert L. Kunzig

H-14

JR
AS
WB
mgs

FOREIGN CLAIMS SETTLEMENT COMMISSION
OF THE UNITED STATES
Washington 25, D. C.

In the Matter of the Claim of

HAGOP GARABED KIREMIDJIAN
351 Anderson Street
Hackensack, New Jersey

Against the Government of Bulgaria

Under Section 303 of the International
Claims Settlement Act of 1949, as amended

Claim No. BUL-1,117

Decision No. BUL-162

Counsel for Claimant:

Jack Chadrijan, Esquire
152 West 42nd Street
New York 36, New York

FINAL DECISION

The Commission issued its Proposed Decision on this claim on June 26, 1957, a certified copy of which was duly served upon the claimant(s). No objections or request for a hearing having been filed within twenty days after such service and general notice of the Proposed Decision having been given by posting for thirty days, it is

ORDERED that such Proposed Decision be and the same is hereby entered as the Final Decision on this claim.

Dated at Washington, D. C.

SEP 11 1957

Whitney Gilliland
Henry S. Clay

COMMISSIONERS

JHB.
ATM

FOREIGN CLAIMS SETTLEMENT COMMISSION
OF THE UNITED STATES
Washington 25, D. C.

In the Matter of the Claim of	:	
HAGOP GARABED KIREMIDJIAN	:	Claim No. BUL-1,117
351 Anderson Street	:	
Hackensack, New Jersey	:	Decision No. BUL- 162
Under the International Claims Settlement	:	
Act of 1949, as Amended.	:	

PROPOSED DECISION

This is a claim against the Government of Bulgaria under Section 303(2) of the International Claims Settlement Act of 1949, as amended, by HAGOP GARABED KIREMIDJIAN for loss due to the nationalization by the Government of Bulgaria of a corporation in which the claimant allegedly owns a stock interest.

Claimant states that he owns 306 of the total shares of The Kiremidjian Industry for Dry Cleaning and Dyeing which was allegedly nationalized on December 23, 1947.

Section 303(2) of the Act provides, among other things, for the receipt and determination by the Commission of the validity and amounts of claims of nationals of the United States against the Government of Bulgaria arising out of the failure of such government to pay effective compensation for the nationalization, compulsory liquidation or other taking, prior to August 9, 1955, of the property of nationals of the United States in Bulgaria.

It is clear, and it has been determined by the Commission^{1/}, that one of the conditions which must be met before claimant can establish his entitlement to an award under Section 303 of the Act, in a claim based on a stock interest in a corporation, is that imposed by Section 311(b) of

^{1/} Claim of Eugene L. Garbaty, Claim RUM-30,250,
(Dec. RUM-13) (1957)

the Act which provides as follows--

A claim based upon an interest, direct or indirect, in a corporation or other legal entity which directly suffered the loss with respect to which the claim is asserted, but which was not a national of the United States at the time of the loss, shall be acted upon without regard to the nationality of such legal entity if at the time of the loss at least 25 per centum of the outstanding capital stock or other beneficial interest in such entity was owned, directly or indirectly by natural persons who were nationals of the United States.


Claimant has not offered evidence of any ownership interests in the company other than his own in order to establish that at the time of loss at least 25% of the corporation was owned by natural persons who were nationals of the United States.

Accordingly, the claim is denied for the reason that claimant has not established that at least 25% of The Kiremidjian Industry for Dry Cleaning and Dyeing was owned by natural persons who were nationals of the United States.

Dated at Washington, D. C.

JUN 26 1957

FOR THE COMMISSION:


Donald G. Benn, Director
Balkan Claims Division

msm
WB
