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

IN THE MATTER OF THE CLAIM OF

GEORGE PETRIDES, Executor of the
Estate of Frank Peters, also known as
Frank Petrides, deceased
c/o Anthony M. Ivancevich, Esquire
Suite 1124
30 North LaSalle Street
Chicago 2, Illinois

Claim No. IT-10,554

Decision No. IT-658

Under the International Claims Settlement
Act of 1949, as amended

GPO 942329

Attorney for Claimant:

ANTHONY M. IVANCEVICH, Esquire
Suite 1124
30 North LaSalle Street
Chicago 2, Illinois

FINAL DECISION

The Commission issued its Amended Proposed Decision on this claim on October 6, 1958, a certified copy of which was duly served upon the claimant. No objections or request for a hearing having been filed within twenty days after such service and general notice of the Amended Proposed Decision having been given by posting for thirty days, it is

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

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

Washington 25, D. C.

NOV 24 1958

Whitney Gilliland
Paul Rice
Robert L. Kusyig

COMMISSIONERS

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

IN THE MATTER OF THE CLAIM OF

GEORGE PETRIDES, Administrator of
Estate of Frank Peters, also known
as Frank Petrides, deceased
c/o Anthony M. Ivancevich, Esquire
Suite 1124
30 North LaSalle Street
Chicago 2, Illinois

Under the International Claims Settlement
Act of 1949, as amended

Claim No. IT-10,554

Decision No. IT- 658

GPO 16-72126-1

Attorney for Claimant:

Anthony M. Ivancevich, Esquire
Suite 1124
30 North LaSalle Street
Chicago 2, Illinois

PROPOSED DECISION

This is a claim for \$51,000 originally filed by Frank Peters, now deceased, a citizen of the United States by naturalization on August 5, 1942 and is for damage to real property and loss of personal property situated in Argercastro, Albania, arising as a result of the war in which Italy was engaged from June 10, 1940 to September 15, 1947.

Section 304 of the aforesaid Act provides for the receipt and determination by the Commission, in accordance with the Memorandum of Understanding and applicable substantive law, including international law, of the validity and amounts of claims of nationals of the United States against the Government of Italy, arising out of the war in which Italy was engaged from June 10, 1940 to September 15, 1947, and with respect to which provision was not made in the treaty of peace with Italy.

Under a well established principle of international law, eligibility for compensation requires that the property which was the subject of damage or loss must have been owned by a United States national at the time the damage or loss occurred and that the claim arising as a result of such damage or loss, must have been continuously owned thereafter by

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a United States national or nationals.

The facts before the Commission disclose that Frank Petrides died on or about February 26, 1957 in Chicago, Illinois, and under the terms of his will, Agathia Petrides, his widow residing in Albania, succeeded to the claim for damage to and loss of the property. However, the record fails to establish that Agathia Petrides is or at any time ever became a citizen of the United States.

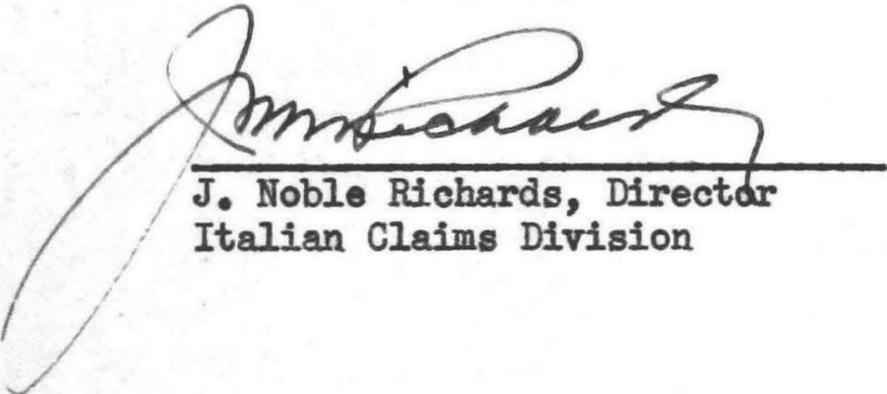
It would, therefore, appear that the claim for damages and loss was not continuously owned by a United States national or nationals.

For the foregoing reason, the claim must be, and is hereby denied. Other elements bearing upon eligibility have not been considered.

Dated at Washington, D. C.

FOR THE COMMISSION:

JUN 12 1958



J. Noble Richards, Director
Italian Claims Division

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