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

In the Matter of the Claim of HENRY FREDERICK HEITMANN 223 West Waldburg Street Savannah, Georgia Under Section 305(a) of the International Claims Settlement Act of 1949, as amended	Claim No. SOV-40,791 Decision No. SOV-226

FINAL DECISION

The Commission issued its Proposed Decision on this claim on November 14, 1956 , 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.

Washington 25, D. C.

MAY 8 1957

Whitney Gillilland

Henry J. Clay

COMMISSIONERS

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

In the Matter of the Claim of HENRY FREDERICK HEITMANN 223 West Waldburg Street Savannah, Georgia Under Section 305 (a) (2) of the International Claims Settlement Act of 1949, as amended	Claim No. SOV-40,791 Decision No. SOV- 226

PROPOSED DECISION OF THE COMMISSION

This is a claim against the Soviet Government under section 305 (a) (2) of the International Claims Settlement Act of 1949, as amended.

Section 305 (a) (2) of the Act provides for the receipt and determination by the Commission in accordance with applicable substantive law, including international law, of the validity and amounts of claims of nationals of the United States against the Soviet Government, provided such claims arose prior to November 16, 1933.

Under a well-established principle of international law, a claim must be owned by a national of the United States (not necessarily the same one) at the time it arose and continuously thereafter.

In the case of securities issued by the Soviet Government, or a predecessor thereof, it is concluded that a claim accrued on February 10, 1918, the date the Soviet Government formally repudiated these obligations.

The Commission's records reflect that the claimant acquired the securities on which this claim is based subsequent to the date the claim arose and prior to the time the claimant allegedly became

a national of the United States.

Accordingly, the Commission finds that the claim was not continuously owned by a United States national and is, therefore, denied. Other elements bearing upon eligibility have not been considered.

Dated at Washington, D. C.

NOV 14 1958

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FOR THE COMMISSION:

Harold W. Matthews

Harold W. Matthews, Director
Soviet Claims Division