

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

IN THE MATTER OF THE CLAIM OF

SOPHIE J. GUGGENHEIM  
101-06 67th Drive  
Forest Hills, New York

Claim No. BUL-1,220

Decision No. BUL- 332

Under the International Claims Settlement  
Act of 1949, as amended

GPO 942329

Counsel for Claimant:

Paul Neuberger, Esquire  
16 West 46th Street  
New York, New York

PROPOSED DECISION

This is a claim against the Government of Bulgaria under Section 303 of the International Claims Settlement Act of 1949, as amended, by SOPHIE J. GUGGENHEIM, based upon alleged loss of an apartment house at 46 Boulevard Dragoman, Sofia, collected rents deposited for the claimant, bank accounts, and government bonds.

Section 303 of the act authorizes the Commission to receive and determine claims by nationals of the United States arising out of the failure of the Government of Bulgaria (1) to restore or pay compensation for property of nationals of the United States as required by article 23 of the Treaty of Peace with Bulgaria; (2) to pay effective compensation for the nationalization, compulsory liquidation or other taking prior to August 9, 1955 of property of nationals of the United States; and (3) to meet certain contractual obligations of the Government of Bulgaria.

The record indicates that the claimant filed a claim with the Swiss Government's Commission of Indemnification for Nationalization based upon the loss of the building in Sofia; that the said claim resulted in an award from the Swiss Commission; and that in consideration of the

4/15

H-15  
R-9  
R-6

award, the claimant executed a release of her claim against the Government of Bulgaria for the taking of the real property. Accordingly, that portion of the instant claim is denied.

The remainder of the claim, based upon alleged confiscation of rents, bank accounts, and bonds, is denied for the reason that the evidence of record does not establish that there has been a taking of such property by the Government of Bulgaria within the meaning of Section 303(2) of the Act, or that the property had any remaining value at the time of taking, if such occurred. The bonds would not form the basis for a compensable claim under Section 303(3) of the Act, for the reason that they were not expressed in currency of the United States, as is required for compensation under that section.

Accordingly, the claim is denied. The Commission finds it unnecessary to make determinations with respect to other elements of the claim.

Dated at Washington, D. C.

APR 27 1959

FOR THE COMMISSION:

*William Barrett*  
William Barrett, Director  
Balkan Claims Division

*WLB*  
*AK*  
*mgs*

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

IN THE MATTER OF THE CLAIM OF

SOPHIE J. GUGGENHEIM  
101-06 67th Drive  
Forest Hills, New York

Claim No. BUL-1,220

Decision No. BUL-332

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

GPO 16-72126-1

Counsel for Claimant:

Paul Neuberger, Esquire  
16 West 46th Street  
New York, New York

FINAL DECISION

The Commission issued its Proposed Decision on this claim on April 27, 1959, a copy of which was duly served upon the claimant(x). 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.

JUN 15 1959

*Whitney Hill*  
*Paul Pace*  
*Robert L. Kunzig*

COMMISSIONERS

*W B*  
*mgf*

*H-15*  
*R-9*  
*R-6*