

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

IN THE MATTER OF THE CLAIM OF

IRVING ZAMORE
and
BELLE ZAMORE

Claim No. CU-0094

Decision No. CU 3347

Under the International Claims Settlement
Act of 1949, as amended

PROPOSED DECISION

Claimants, IRVING ZAMORE and BELLE ZAMORE, who owned preferred stock interests in the Consolidated Railroads of Cuba and The Cuba Railroad Company, assert 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 Railroads.

In our decisions entitled the Claim of Cora W. Welsh (Claim No. CU-2503) and Claim of Irwin Nack, et al (Claim No. CU-1960) (which we incorporate herein by reference), we held that the properties owned by these Railroads were nationalized or otherwise taken by the Government of Cuba on October 13, 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 preferred share of Consolidated Railroads of \$272; and of The Cuba Railroad Company of \$100.00.

On the basis of evidence in the record in the instant case, the Commission finds that these claimants come within the terms of the Welsh and Nack decisions; that they were American nationals at the requisite times; that they have been the joint owners of 25 shares of preferred stock in The Cuba Railroad Company since prior to October 13, 1960; that they jointly suffered a loss in the amount of \$2,500.00 within the meaning of Title V of the Act; that BELLE ZAMORE owned 15 preferred shares of Consolidated Railroads and suffered a loss of \$4,080.00, within the meaning 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 October 13, 1960, the date of loss, to the date on which provisions are made for the settlement thereof. (See Welsh and Nack, supra.)

CERTIFICATION OF LOSS

The Commission certifies that IRVING ZAMORE and BELLE ZAMORE jointly 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 Five Hundred Dollars (\$2,500.00) with interest at 6% per annum from October 13, 1960 to the date of settlement; and

the Commission certifies that BELLE ZAMORE 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 Four Thousand Eighty Dollars (\$4,080.00) with interest at 6% per annum from October 13, 1960 to the date of settlement.

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

DEC 3 1968

Leonard v. B. Sutton
Leonard v. B. Sutton, Chairman

Theodore Jaffe
Theodore Jaffe, Commissioner

Sidney Freidberg
Sidney Freidberg, Commissioner

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 the 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, 32 Fed. Reg. 412-13 (1967).)

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.

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 claimants establish retention of the securities for the loss here certified.