

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

IN THE MATTER OF THE CLAIM OF

JOHN SUPLAZ
4747 Green Avenue
Brooklyn 16, New York

JOSEPH SUPLAZ
377 Scotland Avenue
Bridgewater 2, Connecticut

Under the International Claims Settlement
Act of 1949, as amended

Claim No. CZ- 2,372
Claim No. CZ-2,373
Decision No. CZ- 2483

epo 16-79180-1

Counsel for Claimant(s)

By DAVID WATSON
642 Fifth Avenue
New York 17, New York

FINAL DECISION

The Commission issued its Proposed Decision on this claim
on July 7, 1961, a copy of which was duly served upon
the claimant(s). Full consideration having been given to the objections
of the claimant(s), filed within the twenty-day period after such service
which has now expired, and general notice of the Proposed Decision
having been given by posting for twenty 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.

FEB 14 1962

Edward J. O'Connell
Theodore Joffe
LaVern R. Dilweg
COMMISSIONERS

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

IN THE MATTER OF THE CLAIM OF

JOHN SUPLAT
4343 Grace Avenue
Bronx 66, New York
JOSEPH SUPLAT
277 Scofield Avenue
Bridgeport 5, Connecticut

Claim No. CZ-3,373

Claim No. CZ-3,519

Decision No. CZ 2483

Under the International Claims Settlement
Act of 1949, as amended

GPO 942329

Counsel for Claimants:

L. David Weiss, Esq.
565 Fifth Avenue
New York 17, New York

PROPOSED DECISION

These are claims in the amounts of \$3,708.80 and \$2,657.08, respectively, against the Government of Czechoslovakia under Section 404 of Title IV of the International Claims Settlement Act of 1949, as amended, by JOHN SUPLAT and JOSEPH SUPLAT, respectively, nationals of the United States since their naturalization on March 12, 1924 and June 29, 1936, respectively.

The claims are based on the nationalization or other taking of bank deposits in favor of each claimant, and of farm land owned jointly and severally by the claimants herein.

Section 404 of the Act provides, inter alia, for the determination by the Commission, in accordance with applicable substantive law, including international law, of the validity and amount of claims by nationals of the United States against the Government of Czechoslovakia for losses resulting from the nationalization or other taking on and after January 1, 1945, of property, including any rights or interests therein, owned at the time by nationals of the United States.

It follows from the congressional mandate to the Commission that there must be a showing, among other things, that the Government of Czechoslovakia

nationalized or otherwise took property of a claimant in order for the Commission to act favorably on his claim. A study of the history of events with respect to bank accounts and savings accounts in Czechoslovakia reveals that pursuant to Law 41/53 Sb., effective June 1, 1953, those deposits which were made on or prior to November 15, 1945 in old currency were annulled by the Government of Czechoslovakia.

The Commission finds that the amount of 4,891.10 crowns was on deposit in favor of claimant, JOHN SUPLAT, in the Slovenska Banka, Cadci, Czechoslovakia, and that the amount of 46,712.60 crowns was on deposit in favor of claimant, JOSEPH SUPLAT; that claimants' right to payment of these accounts was property within the meaning of Section 401(1) of the Act which defines property as "any property, right, or interest"; and that this right to payment was taken by the Government of Czechoslovakia on June 1, 1953 by virtue of Section 7 of Law 41/53 Sb., which cancelled such right.

A portion of the claim of JOHN SUPLAT is based on the loss of a bank deposit in his favor in the Ludova Pokladnica Bank. However, the evidence submitted in support thereof is not sufficient to establish his ownership of said deposit. Accordingly, this portion of his claim must be and hereby is denied. The Commission deems it unnecessary to make further determinations with respect to other elements of that portion of the claim which is denied.

The Commission finds that the claimants each owned a one-half (1/2) interest in farm land in Vysoka nad Kysucou, Czechoslovakia, which was taken by the Government of Czechoslovakia without compensation on October 10, 1952, and that the value thereof, when so taken, was One Thousand Dollars (\$1,000.00).

The Commission further finds that claimant, JOHN SUPLAT, was the sole owner of additional real property in the same locality, of the value of Nine Hundred Dollars (\$900.00), which was likewise taken as aforesaid.

Accordingly, it is concluded that claimants are entitled to compensation, for such taking, under Section 404 of the Act, commensurate with their respective interests.

AWARDS

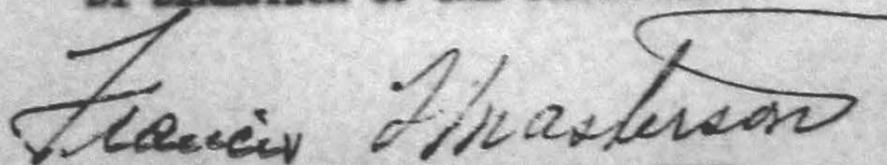
Pursuant to the provisions of Title IV of the International Claims Settlement Act of 1949, as amended, an award is hereby made to JOHN SUPLAT in the principal amount of One Thousand Four Hundred Ninety-seven Dollars and Eighty-two Cents (\$1,497.82) as follows: \$97.82 for the bank account and \$1,400.00 for the real property, plus interest thereon at the rate of 6% per annum from the respective dates of taking to August 8, 1958, the effective date of Title IV of the Act, in the amounts of \$30.44 and \$489.54, respectively, for a total award in the amount of Two Thousand Seventeen Dollars and Eighty Cents (\$2,017.80);

and an award is made to JOSEPH SUPLAT in the principal amount of One Thousand Four Hundred Thirty-four Dollars and Twenty-five Cents (\$1,434.25) as follows: \$934.25 for the bank account and \$500.00 for the real property, plus interest thereon at the rate of 6% per annum from the respective dates of taking to August 8, 1958, the effective date of Title IV of the Act, in the amounts of \$290.71 and \$174.84, respectively, for a total award in the amount of One Thousand Eight Hundred Ninety-nine Dollars and Eighty Cents (\$1,899.80).

Dated at Washington, D. C.

JUL 5 1961

BY DIRECTION OF THE COMMISSION:



Francis T. Masterson
Clerk of the Commission