

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

IN THE MATTER OF THE CLAIM OF

ALEXANDER A. YANKOPOULOS  
IFEGANIA C. YANKOPOULOS  
EVANTHIA YANKOPOULOS  
ELECTRA YANKOPOULOS  
NICHOLAS YANKOPOULOS  
147 Lafayette Street  
Fall River, Massachusetts

Under the International Claims Settlement  
Act of 1949, as amended

*JMC* 138  
Claim No. IT-10,279

Decision No. IT-275-2

GPO 942329

FINAL DECISION

The Commission issued its Proposed Decision on this claim on May 4, 1959, a certified copy of which was duly served upon the claimants. 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, and it is further

ORDERED that an award in the principal amount of \$5,490.00, plus interest thereon in the amount of \$1,509.75, granted to Alexander A. Yankopoulos pursuant thereto be certified to the Secretary of the Treasury.

Washington 25, D. C.

JUN 29 1959

*Whitney Hilliland*  
*Pearl Pace*  
*Robert L. Kravitz*

COMMISSIONERS

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IN THE MATTER OF THE CLAIM OF

ALEXANDER A. YANKOPOULOS  
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Under the International Claims Settlement  
Act of 1949, as amended

*Emd*

Claim No. IT-10,279

Decision No. IT-275-2

GPO 942329

PROPOSED DECISION

This timely filed claim for \$14,000.00 is before the Commission by virtue of an amendment to Section 304 of the International Claims Settlement Act of 1949, as amended, pursuant to Section 2, Public Law 85-604.

The claim is deemed eligible for consideration for reasons set forth in the decision issued with respect to the claim of Petes Allen (Claim No. IT-10,640, Decision No. IT-81-2), a copy of which is attached.

The record discloses that the claimant, Alexander A. Yankopoulos, is a citizen of the United States since his naturalization on November 9, 1950. The record further reveals that the claimants, Alexander A. Yankopoulos; Ifegania C. Yankopoulos, wife; Evanthia and Electra Yankopoulos, daughters; and Nicholas Yankopoulos, son, were the owners of certain personal property and real property located in Votanion, Greece, and that said property was lost, damaged or destroyed as a result of Italian action deemed to have occurred on or about September 22, 1943. Claimants, Ifegania C. Yankopoulos, Evanthia Yankopoulos, Electra Yankopoulos and

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Nicholas Yankopoulos were allowed awards under Public Law 285. The damages of the remaining claimant herein, Alexander A. Yankopoulos, are determined to be \$5,490.00.

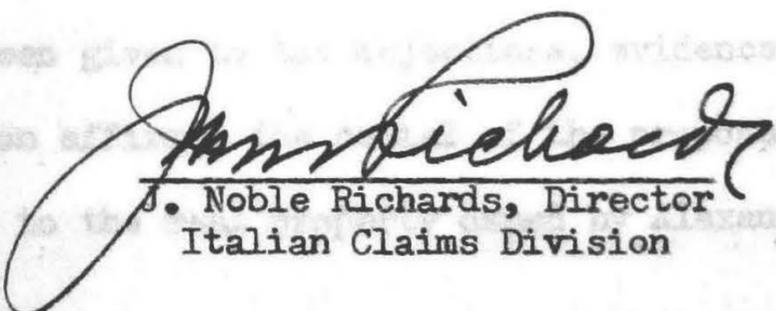
A W A R D

It is therefore ORDERED that said claim be and the same is hereby allowed and an award made to the claimant, Alexander A. Yankopoulos, in the sum of \$5,490.00, together with interest in the amount of \$1,509.75, being 6 percent per annum from September 22, 1943 to April 23, 1948, the date of payment by the Government of Italy of \$5,000,000 pursuant to the Memorandum of Understanding dated August 14, 1947, PROVIDED that no payment shall be made with respect to this award until payment in full, from the Italian Claims Fund created pursuant to Section 302, of the principal amounts (without interest) of all awards upon claims determined under the original provisions of Section 304.

Dated at Washington, D. C.

FOR THE COMMISSION:

MAY 4 1959

  
J. Noble Richards, Director  
Italian Claims Division

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

IN THE MATTER OF THE CLAIM OF

ALEXANDER A. YANKOPOULOS and  
IFEGANIA C. YANKOPOULOS  
147 Lafayette Street  
Fall River, Massachusetts

Claim No. IT-10,279

Decision No. IT-275

Under the International Claims Settlement  
Act of 1949, as amended

GPO 16-72126-1

FINAL DECISION

A proposed decision denying this claim was issued on July 31, 1957 for the reason that the claim was not owned by a national of the United States at the time the loss to his property occurred. The evidence of record established the fact that Alexander A. Yankopoulos owned the property in question but did not possess the necessary nationality requirements. While Ifegania C. Yankopoulos was a national of the United States on the date of such loss or damage, the evidence did not establish her ownership to such property. Objections were duly raised by claimants and the claim was heard before the Commission on October 3, 1957.

Full consideration having been given to the objections, evidence and oral arguments, the Commission affirmed the denial of the proposed decision, in part, as it relates to the real property owned by Alexander A. Yankopoulos.

However, in consideration of the other aspects of the claim, the Commission finds that certain items of personal property previously claimed as having been owned by Alexander A. Yankopoulos was, in fact, owned by other members of the Yankopoulos family which consisted of

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Ifegania C. Yankopoulos, wife; Evanthia and Electra C. Yankopoulos, daughters; and Nicholas Yankopoulos, son. All were nationals of the United States on or before September 22, 1943, the date on which the loss was deemed to have occurred.

In view of the foregoing, the Commission further finds that the fair and reasonable value of the personalty (wearing apparel) which was owned by the persons named above at the time of loss as a result of the war in which Italy was engaged from June 10, 1940 to September 15, 1947, is as follows:

<u>Name</u>	<u>Amount of Award</u>	<u>Amount of Interest at 6% from 9/22/43 to 4/23/48*</u>
Ifegania C. Yankopoulos	\$ 927.00	\$ 254.93
Evanthia Yankopoulos	170.00	46.75
Electra Yankopoulos	25.00	6.88
Nicholas Yankopoulos	45.00	12.38

\* The date of payment by the Government of Italy of \$5,000,000 pursuant to the Memorandum of Understanding dated August 14, 1947.

and it is

ORDERED that the decision be amended to include the names of Evanthia Yankopoulos, Electra Yankopoulos, and Nicholas Yankopoulos as claimants.

It is further ORDERED that awards be made and certified to the Secretary of the Treasury to the persons and in the amounts specified above.

Washington, D. C.

JAN 16 1958

*Whitney D. Hilland*  
*Paul Pace*  
*Henry S. Clay*

COMMISSIONERS

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

In the Matter of the Claim of

ALEXANDER A. YANKOPOULOS and  
IFEGANIA C. YANKOPOULOS  
147 Lafayette Street  
Fall River, Massachusetts

Claim No. IT-10,279

Decision No. *It-275'*

Under Section 304 of the International  
Claims Settlement Act of 1949, as amended

PROPOSED DECISION

This is a claim for \$14,000.00 filed by Alexander A. Yankopoulos and Ifegania C. Yankopoulos, husband and wife, for the loss of and damage to certain real and personal property in Votanion, Greece during 1943 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.

The evidence of record establishes the fact that Alexander A. Yankopoulos was the sole owner of the property, both real and personal, for which compensation is sought. The evidence failed to establish that Ifegania C. Yankopoulos owned any of the subject property, in whole, or, in part. On this premise, the merits of the claim are further considered with respect to the eligibility of each claimant.

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 a United States national or nationals.

The evidence of record discloses that Alexander A. Yankopoulos was first naturalized as a United States citizen on June 28, 1929 at New Bedford, Massachusetts; and, that he lost his United States citizenship through expatriation by virtue of his residence in a foreign country. Mr. Yankopoulos' naturalization was cancelled by the Immigration and Naturalization Service, Department of Justice, in 1936 as a result of such expatriation. The evidence further discloses that he returned to the United States on December 17, 1945 and again acquired United States citizenship through naturalization on November 9, 1950 at Fall River, Massachusetts. His wife, Ifegania C. Yankopoulos, acquired United States citizenship by reason of her birth in Lowell, Massachusetts. The marriage to Mr. Yankopoulos did not affect her nationality status. Accordingly, she is deemed a national of the United States continuously from the date of her birth.

The Commission therefore finds on the basis of the evidence before it that Alexander A. Yankopoulos, the sole owner of the property on which the claim is based, was not a citizen or national of the United States at the time of the loss or damage to such property. The Commission further finds that Ifegania C. Yankopoulos, even though a national of the United States at the time of such loss, did not possess ownership of the subject property.

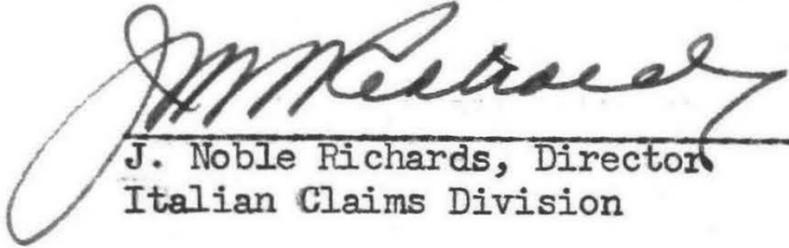
It is, therefore, concluded, for the reasons recited herein,  
that the claim of Alexander A. Yankopoulos and Ifegania C. Yankopoulos  
should be, and is hereby denied.

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L.H.

Dated at Washington, D. C.

FOR THE COMMISSION:

JUL 31 1957

  
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J. Noble Richards, Director  
Italian Claims Division