



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

IN THE MATTER OF THE CLAIM OF

DEBORAH SOLTANITZKY  
755 West End Avenue  
New York 25, New York

Claim No. RUM-30,781

Decision No. RUM-206

Under the International Claims Settlement  
Act of 1949, as amended

GPO 16-72126-1

Counsel for Claimant:

Thomas Bress, Esquire  
1540 Broadway  
New York 36, New York

PROPOSED DECISION

This is a claim for thirty-five thousand six hundred twenty dollars (\$35,620.00) under the provisions of Section 303 of the International Claims Settlement Act of 1949, as amended, against the Government of Rumania, by DEBORAH SOLTANITZKY, for loss sustained as the result of nationalization of certain real property and an insurance company with which claimant's husband apparently held an endowment policy.

The record shows that the claimant states that she owned a house and interests in other improved properties located in Reni and an interest in an endowment policy with Steaua Insurance Company. Claimant further states that her claim arose "as a result of ceding of the province of Bessarabia by the Rumanian Government to USSR and by nationalization of private property by Decree of July 27, 1951."

Section 303(2) of the Act authorizes the Commission to receive and determine the claims of nationals of the United States based upon nationalization, compulsory liquidation, or other taking by the Government of Rumania prior to August 9, 1955, of property of nationals of the United States in Rumania. Thus, the provisions of the Act require that the taking of property

must have occurred in a territory under the sovereign jurisdiction of the Rumanian Government.

The town of Reni where the property on which this claim is based came under USSR jurisdiction as a result of an agreement between the Rumanian Government and the USSR on June 28, 1940 and this change of sovereignty was acknowledged in the Treaty of Peace effective September 15, 1947, between the United States and Rumania. Accordingly, the Decree of July 27, 1951 (Official Gazette No.81/1951) on Legal Status of Confiscated Abandoned, Unclaimed Property, etc., enacted by the Rumanian Government could have no effect on claimant's property which was at that time and presently is located in USSR. Thus, the Commission finds that this claim is not compensable under Section 303(2) of the Act for the reason that claimant has not established a nationalization, compulsory liquidation or other taking of her property by the Government of Rumania.

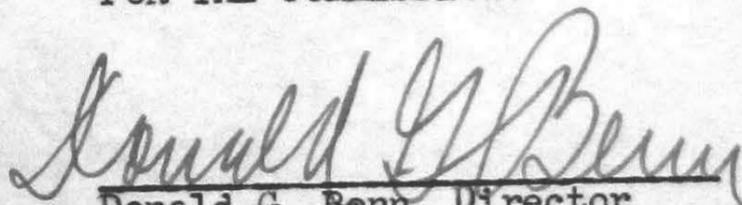
With respect to the part of this claim which is based on the alleged nationalization of the "Steaua Insurance Company", the Commission finds that claimant has not established ownership of property or a taking thereof by the Government of Rumania.

Accordingly, for the foregoing reasons, this claim is denied. The Commission finds it unnecessary to make determination with respect to other elements of this claim.

Dated at Washington, D. C.

JUL 31 1957

FOR THE COMMISSION:

  
Donald G. Benn, Director  
Balkan Claims Division

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