

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

In the Matter of the Claim of	:	
	:	
JAMES DE MARCO	:	
P.O. Box 867	:	Claim No. IT-10,086
Weed, California	:	
	:	
Under Section 304 of the International	:	Decision No. IT-249
Claims Settlement Act of 1949, as amended	:	
	:	

PROPOSED DECISION

This is a claim for \$3,500.00 filed by James De Marco for losses sustained as a holder of seven (7) Buono Postale Fruttifero Bonds and Casse Di Risparmio Postale account of the Kingdom of Italy.

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.

Claimant alleges he became a citizen of the United States on January 23, 1936 at Yreka, California, and seeks compensation for losses as a holder of the above-mentioned bonds and postal account.

Under an agreement between the United States and the Government of Italy, the latter recognized the existence of legitimate claims of United States nationals against the Government of Italy arising out of contracts and other obligations incurred prior to December 8, 1941.

Therefore, it is deemed that the claimant did not sustain a loss arising out of the war in which Italy was engaged from June 10, 1940 to September 15, 1947, as a holder of such bonds. Consequently, the claim is not within the provisions of Section 304 of the Act.

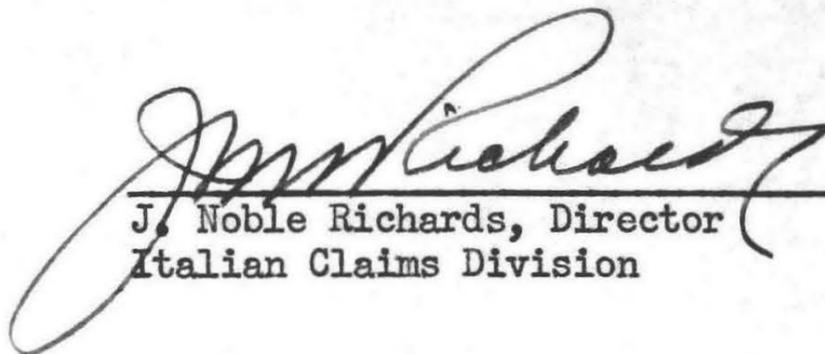
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For the foregoing reasons the claim should be, and is hereby denied.
Other elements bearing upon eligibility have not been considered.

Dated at Washington, D. C.

MAY 15 1957

FOR THE COMMISSION:



J. Noble Richards, Director
Italian Claims Division

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WASHINGTON 25, D. C.

IN THE MATTER OF THE CLAIM OF

JAMES DE MARCO
P. O. Box 867
Weed, California

Claim No. IT-10,086

Decision No. IT-249

Under the International Claims Settlement
Act of 1949, as amended

GPO 16-72126-1

FINAL DECISION

The Commission issued its Proposed Decision on this claim on May 15, 1957, a certified copy of which was duly served upon the claimant. 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.

Washington 25, D. C.

JUN 26 1957

Whitney Gilliland

Henry S. Clay

COMMISSIONERS