

Decision N. BUL-2

The Commission takes the view that claimant's agreements to accept payments of less than the full amounts due him, on the aforementioned coupons and to surrender the coupons upon receipt by him of such payments had the effect of fully satisfying the obligations in question upon execution of the agreements. Accordingly, the Commission may not properly include, as part of claimant's award, any items with respect to these fully satisfied obligations.



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 the award granted pursuant thereto be certified to the Secretary of the Treasury.

Dated at Washington, D. C.

FEB 24 1957

COMMISSIONERS

*Whitney Gilliland*

*Henry S. Clay*

WB  
DAB.

*h*



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

In the Matter of the Claim of

ANTHONY GERACI, JR.

1415 N. LaSalle Street  
Chicago, Illinois

Against the Government of Bulgaria  
Under the International Claims  
Settlement Act of 1949, as Amended.

Claim No. BUL-1,040

Decision No. *Bul-2*

PROPOSED DECISION

This is a claim for three thousand one hundred seventy-nine dollars and eighty cents (\$3,179.80) under the provisions of Section 303(3) of the International Claims Settlement Act of 1949, as amended, against the Government of Bulgaria by ANTHONY GERACI, JR., a citizen of the United States since his naturalization on March 15, 1939, for the failure of the said government to meet its contractual obligations.

The record shows that claimant purchased on February 16, 1928, and presently holds a one thousand dollar (\$1,000) Bond of the issue known as Kingdom of Bulgaria 7% Settlement Loan 1926, due January 1, 1967, bearing number M2837, under the terms of which the Government of Bulgaria agreed to pay to holders the sum of thirty-five dollars (\$35.00) semiannually on January 1 and on July 1 of each year until maturity date of the bond issue on January 1, 1967. It further appears that payment of only \$14.00 of the amount due holders thereof on July 1, 1940 was made, that payment of only \$9.80 of the amount due holders thereof on January 1, 1941 was made, and that commencing with the payment which fell due on July 1, 1941, no payments on account of interest have been made to date by the Government of Bulgaria with respect to claimant's bond.



Thus, the Commission finds that from July 1, 1940 to September 15, 1947, the Government of Bulgaria failed to meet its obligations under claimant's bond contract to make payments to him totalling five hundred one dollars and twenty cents (\$501.20).

Section 303(3) of the Act authorizes the Commission to receive and determine among other claims, those based on the failure of the Government of Bulgaria to--

meet obligations expressed in currency of the United States arising out of contractual or other rights acquired by nationals of the United States prior to April 24, 1941, in the case of Bulgaria . . . and which became payable prior to September 15, 1947.

Accordingly, the Commission has concluded that any award under the above provisions of the Act may include only unpaid amounts which by the terms of the bond contract were payable prior to September 15, 1947, and may not include any amounts which became payable thereafter.

#### A W A R D

On the above evidence and grounds, this claim is allowed and an award is hereby made to ANTHONY GERACI, JR., claimant herein, in the amount of five hundred and one dollars and twenty-cents (\$501.20), plus interest thereon at the rate of 6% per annum from the respective due dates of the obligations represented by the above award to August 9, 1955, the effective date of Section 303, in the amount of three hundred forty-four dollars and twenty-seven cents (\$344.27).

Payment of the award herein shall not be construed to have divested claimant herein or the Government of the United States on his behalf, of




any rights against the Government of Bulgaria, for the unpaid balance of the claim, if any.

Dated at Washington, D. C.

JAN 16 1957

FOR THE COMMISSION:

  
Donald G. Benn, Director  
Balkan Claims Division

mlm  
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