

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

IN THE MATTER OF THE CLAIM OF

HERMANN MERKIN
61 Broadway
New York 6, New York

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

Claim No. BUL-1,231

Decision No. BUL-219

GPO 16-72126-1

FINAL DECISION

The Commission issued its Amended Proposed Decision on this claim on March 12, 1958, 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 Amended Proposed Decision having been given by posting for thirty days, it is

ORDERED that such Amended Proposed Decision be and the same is hereby entered as the Final Decision on the claim, and it is further

ORDERED that the award granted therein be certified to the Secretary of the Treasury.

Dated at Washington, D. C.

APR 23 1958

Whitney Gilliland

Pearl Pace

Henry S. Clay

COMMISSIONERS

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

In the Matter of the Claim of

HERMANN MERKIN
625 Park Avenue
New York, New York

Against the Government of Bulgaria
under the International Claims
Settlement Act of 1949, as amended.

Claim No. BUL-1,231

Decision No. BUL- 23

PROPOSED DECISION

This is a claim under the provisions of Section 303(3) of the International Claims Settlement Act of 1949, as amended, against the Government of Bulgaria by HERMANN MERKIN, for the failure of the said government to meet its contractual obligations.

Section 303(3) of the Act provides that the Commission shall receive and determine the validity and amounts of claims of nationals of the United States against the Governments of Bulgaria, Hungary and Rumania resulting from failure 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.

The claimant alleges he acquired prior to April 24, 1941 and presently holds three Kingdom of Bulgaria 7 $\frac{1}{2}$ % Stabilization Loan 1928 bonds, and that he became a naturalized citizen of the United States on November 8, 1944.

Accordingly, this claim is denied for the reason that the bonds upon which the claim is based were not acquired by a national of the United States prior to April 24, 1941 as required by the Act as a condition for compensability. Although the claimant allegedly acquired

the bonds prior to April 24, 1941, he was not at that time a national of the United States and he did not become a citizen until a date subsequent to April 24, 1941. The Commission finds it unnecessary to make determinations with respect to other elements of this claim.

WAA
AS

Dated at Washington, D. C.

JAN 30 1957

FOR THE COMMISSION:

Donald G. Benn

Donald G. Benn, Director
Balkan Claims Division