

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

IN THE MATTER OF THE CLAIM OF

NICHOLAS SLANINKA
1646 Elbur Avenue
Lakewood 7, Ohio

Against the Government of Hungary

Under the International Claims Settlement
Act of 1949, as amended

Claim No. HUNG-21,925

Decision No. *Hung-596*

GPO 16-72128-1

PROPOSED DECISION

This is a claim under section 303 of the International Claims Settlement Act of 1949, as amended, for twelve thousand six hundred dollars (\$12,600.00) by Nicholas Slaninka against the Government of Hungary based upon personal injuries sustained in 1944 while serving in the armed forces of Hungary.

Section 303 of the Act provides, among other things, that the Commission shall receive and determine the validity and amounts of three types of claims of nationals of the United States against the Government of Hungary; namely, (1) claims for confiscation, damage, or destruction of property in Hungary for which provision was made in articles 26 and 27 of the treaty of peace with Hungary; (2) claims for the nationalization or other taking of property in Hungary; and (3) claims for the failure of the Government of Hungary to meet certain contractual obligations expressed in currency of the United States.

Claimant alleges that he sustained personal injuries while serving in the armed forces of Hungary, and as a result of the failure to provide him with immediate medical care he suffered a physical disability.

The Commission finds that this claim is not within the purview of section 303 of the Act. This claim does not involve a property loss as contemplated

under articles 26 and 27 of the treaty of peace with Hungary; nor does it constitute a claim for the nationalization or other taking of property; and the circumstances herein do not give rise to a claim for the failure of the Government of Hungary to meet its contractual obligations expressed in currency of the United States.

For the foregoing reasons, this claim is denied. The Commission deems it unnecessary to consider other elements of this claim.

Dated at Washington, D. C.

SEP 25 1957

FOR THE COMMISSION:

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BM


Donald G. Benn, Director
Balkan Claims Division