

28

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

IN THE MATTER OF THE CLAIM OF

JOHN GEORGE POULOS, also known as  
JOHN ANAGNOSTOPOULOS  
P. O. Box 924  
Thomasville, Georgia

Claim No. IT-10,395

Decision No. IT-13-2

Under the International Claims Settlement  
Act of 1949, as amended

GPO 942329

Attorney for Claimant:

SOL ALTMAN, Esquire  
Altman & Johnson  
Suite 209-219  
Scott Building  
Thomasville, Georgia

FINAL DECISION

The Commission, by its Proposed Decision No. IT-13-2 issued on April 27, 1959, denied the claim for the reason that the record disclosed that the asserted damage to the real property, subject of the claim, occurred on or about August 13, 1944 and was, therefore, attributable to the activities of the German occupation forces.

Formal objections were filed on behalf of the claimant, to the Commission's finding in the Proposed Decision, and at claimant's request an oral hearing was set for 11:00 A. M. on July 14, 1959 in Room 162 of the Commission's offices. At the request of claimant's counsel, the hearing was continued until 10:00 A. M. on August 10, 1959. On the date and at the time of hearing, neither the claimant nor his attorney appeared, nor had either of said persons communicated in any manner with the offices of the Commission.

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A hearing on the record was held by the Commission at the scheduled time, and after a review of the evidence and data of record, and arguments presented by counsel's brief, the Commission finds that the evidence therein fails to support claimant's allegations that the damage to the subject property was attributable to the Italian forces. Therefore, it is

ORDERED that the Proposed Decision be and the same is hereby entered as the Final Decision on this claim.

Washington 25, D. C.

SEP 9 1959

*Whitney Hilliland*

*Leah Hill*

*Robert L. King*

COMMISSIONERS

*TC*



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Attorney for Claimant:

Sol Altman, Esquire  
Altman and Johnson  
Thomasville, Georgia

PROPOSED DECISION

This timely filed claim for \$20,000.00 is before the Commission by virtue of an amendment to Section 304 of the International Claims Settlement Act of 1949, as amended, pursuant to Section 2, Public Law 85-604.

This claim was previously denied for the reason that it did not meet the necessary nationality requirements under Section 304 of the Act in that said claim was not continuously owned by a national of the United States from the date of loss to the date of filing. Since the claim was denied for the foregoing reason, other factors with respect to claimant's eligibility were not considered, nor was the Commission required to do so.

On August 8, 1958, the following amendment to Section 304 (Sec. 2, Public Law 85-604, 72 Stat. 531) was approved:

Section 304 of the International Claims Settlement Act of 1949, as amended, is amended by adding at the end thereof the following: "Upon payment of the principal amounts (without interest) of all awards from the Italian Claims Fund created pursuant to Section 302 of this Act, the Commission shall determine the validity and amount of any claim under this section by any natural person who was a citizen



of the United States on the date of enactment of this title and shall, in the event an award is issued pursuant to such claim, certify the same to the Secretary of the Treasury for payment out of remaining balances in the Italian Claims Fund -----."

The Commission has construed the language in the amendment as requiring it to "determine the validity and amount of any claim" of persons who were citizens of the United States on August 9, 1955, notwithstanding the fact that the claim may have been denied under Section 304 of the Act prior to the amendment for reasons other than claimant's failure to meet the test of nationality.

In the light of the foregoing, the claim has been re-examined and it has been determined that the claimant herein, John George Poulos, is a citizen of the United States since his naturalization on April 11, 1949. The record further discloses that the property for which claim is made was located in Klafscion and Karpenision, Evrytania, Greece, and that the loss, damage or destruction occurred on or about August 13, 1944 as a result of German action, and that the Commission has no jurisdiction with respect to such loss, damage or destruction attributable to German action under Section 304 or any other provision of Public Law 285, nor is it compensable under Public Law 85-604.

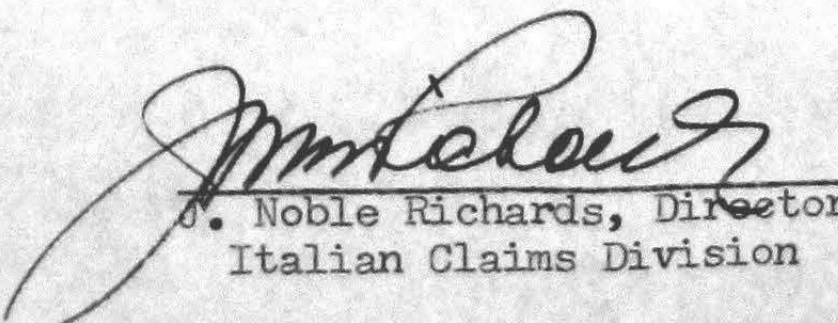
Therefore this claim must be and hereby is denied without prejudice.

Other elements bearing on eligibility have not been considered.

Dated at Washington, D. C.

APR 27 1959

FOR THE COMMISSION:

  
J. Noble Richards, Director  
Italian Claims Division

10,395



MR  
B.G.

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

IN THE MATTER OF THE CLAIM OF

JOHN GEORGE POULOS a/k/a  
JOHN G. ANAGNOSTOPOULOS  
P. O. Box 924  
Thomasville, Georgia

Claim No. IT-10,395

Decision No. IT-13

Under the International Claims Settlement  
Act of 1949, as amended

GPO 16-72126-1

Attorney of Record for Claimant:

Sol Altman, Esquire  
Altman and Johnson  
Thomasville, Georgia

FINAL DECISION

The Commission issued its Proposed Decision on this claim on December 13, 1956, a certified copy of which was duly served upon the claimant. Upon request, a hearing was scheduled for February 14, 1957, at 10:00 A.M., at the office of the Commission, 7th and E Streets, N. W., Washington 25, D. C., and due notice thereof was given to the claimant. A request for a continuance was made and granted and the claimant failed to appear in person or by attorney on the scheduled date. The objections having been fully considered, and the thirty-day period of general notice provided by posting having expired, 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.

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*Whitney Gilliland*

*Leah Pace*

*Henry S. Clay*

COMMISSIONERS